BROADCASTERS' NEWS BULLETIN
Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields
Issued by
THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

NEW YEAR'S MESSAGE

BY Walter J. Damm, President

National Association of Broadcasters

Broadcasters have cause for New Year's rejoicing in the fact that radio as an advertising medium has shown appreciable gains during 1930 in the face of losses to other media. During 1931 stations which ignore depression propaganda and go out aggressively for business should find that both local and national firms are more receptive to broadcast ideas than ever before.

The need will be for thoughtful consideration of the prospect's business and the creation of a program that will command listener attention and at the same time will identify and sell his product or service. Test after test shows that sales messages for the printed page fail to register over the air. If we sell program ideas rather than time - and persuade the advertiser to present his story through the program rather than in "canned" sales talks, both advertiser and station should benefit.

The year 1931 should witness a fuller realization on our part of the fact that the real judge of a program's appeal is the listener. Broadcasters who cater to financial gain alone, rather than to listener interest, will find that representative stations are jealous of their audiences and quick to protect themselves against loss of listeners.

I believe that 1931 will bring a greater volume of business to radio stations, which in turn will be able to augment and improve their services to listeners. I also look forward to a successful year for the National Association of Broadcasters and take this opportunity to wish each of its members a most prosperous New Year.

---o---

S. C. RADIO TAX CASE ARGUED

An early decision by the three-judge federal court is expected in the case involving the validity of the South Carolina tax on radio receiving sets. Argument was heard by the court at Columbia on December 22. Station WBT, Charlotte, N. C., Louis D. Rubin Electrical Company, a radio dealer, and Hugh A. Ray, a set owner, asked that the court grant an injunction restraining the State tax commissioner from collecting a tax on receiving sets on the grounds that it constituted a burden upon interstate commerce.

BUREAU OF STANDARDS ANNOUNCES IMPROVED SERVICE OF RADIO STANDARD FREQUENCY TRANSMISSIONS

A new service for adjustment of broadcast transmitters to exact frequency is being instituted by the Bureau of Standards. Signals are transmitted from the Bureau's Station, WWV, at Washington, D. C., and can be heard and utilized by stations equipped for continuous-wave reception at distances up to about 1000 miles from Washington, and some of them at all points in the United States. In addition to usual monthly transmissions, there will be a transmission by continuous wave telegraphy on a frequency of 5000 kc. This will consist primarily of a series of very long dashes. The first five minutes of this transmission will give the general call and announcement of the frequency. Every ten minutes thereafter the call letter (WWV) and the frequency will be given. Information on how to utilize the signals is contained in Bureau of Standards Letter Circular #280, which may be obtained by applying to the Bureau of Standards, Washington, D. C.

APPLICATION FORMS EXPLAINED

Inquiries have been received requesting information on the various application blanks which are filed with the Commission. Each class of application has a key number by which it should be designated. Form #6A1 is used where change in transmitter site is proposed; where main studio move is to be made (see General Order #98); where any change is to be made in transmitter or circuit involving the external effects of signal (see General Orders #91 and #97). Form #9A is used where license is requested following construction permit. (For temporary operation and test authority pending issuance of regular license by Commission see "rider" attached to issued construction permit). Form #54 is for modification of construction permit. This form is used whenever it is desired to deviate from the terms of an existing construction permit or an extension of completion date is requested. Form #13 is used for modification of existing license where changes in frequency, power or hours of operation are involved. Form #AAPL is to be used for assignment of existing station license or construction permit, where there is any change in licensed name or ownership of the station. Form #71A is to be used where installation of automatic frequency control equipment alone is to be made. Form #37B is used when application for renewal of existing license is made. These forms should be secured from the Office of the Supervisor of Radio, Department of Commerce, for the various districts.

DECISIONS OF THE COMMISSION

The following actions, subject to ratification by the full Commission, were reported by the Commission since its last formal meeting on December 19:

CALL	NAME OF APPLICANT	NATURE OF ACTION
WRAX	WRAX Broadcasting Company Philadelphia, Penna.	Granted Construction Permit to install RCA Maximum 250 w. DCC equipment.
WPDW	Metropolitan Police Department Washington, D. C.	Granted Mod. of C.P. for extension of completion date of C. P. to 3/1/31.
WOKO	H. E. Smith & R. M. Curtis d/b as Hudson Valley Brdcstg. Co. Albany, New York	Granted Mod. of C. P. to change transmitter location on c. p. from Hudson Ave., North and Beaver St., Albany to East side of Albany, Troy Road opposite Mid-City Amusement Park Menands, Albany.
WOKO	H. E. Smith & R. M. Curtis d/b as Hudson Valley Brdcstg.Co. Poughkeepsie, New York	Granted Voluntary Assignment of License to WOKO, Inc.
KSTP	National Battery Brdcstg. Co., St. Paul, Minn.	Granted Mod. of C. P. for extension of completion date of c. p. to 3/20/31.
WFBR	Baltimore Radio Show, Inc. Baltimore, Maryland	Granted License to cover C. P. 1270 kc., 500 w., unlimited time.
WMCA	Knickerbocker Broadcasting Co. Inc., New York City	Granted License to cover C. P., 570 kc, 500 w.; shares with WNYC. Also granted authority to operate an auxiliary transmitter at same location.
WDRC	The Doolittle Radio Corporation Hartford, Conn.	Granted License to cover C. P. 1330 kc., 500 w., unlimited time.

ANSLEY ASKS FOR HEARING

Counsel for W. O. Ansley Jr., Abilene, Texas, last week filed a request with the Court of Appeals of the District of Columbia to reconsider Ansley's appeal from a decision of the Commission denying an application for a construction permit to erect a new station at Abilene to operate on 550 kc with 1 Kw. The Court, in a decision handed down recently, sustained the action of the Commission denying the application. The motion for rehearing states that the Court inadvertently based its decision upon an inaccurate statement in the brief filed by the Commission.

BROADCASTERS' NEWS BULLETIN
Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields
Issued by
THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

THE VESTAL COPYRIGHT BILL

To the Members of the National Association of Broadcasters:

Action by Congress on the Vestal Copyright Bill (H.R.12549) is imminent. The Bill is pending on the House calendar and its proponents are pressing for a vote on it early in January. It is urgently necessary that you make known your views to your Senators and Congressmen without delay.

The dangers presented by the proposed legislation have already been communicated to you. They were the subject of a report by the Association's Copyright Committee at the Cleveland Convention, where the Association unanimously adopted resolutions opposing the bill. In order to assist you in explaining the situation to your Senators and Congressmen, we have asked our special counsel, Louis G. Caldwell, to prepare a brief discussion of the bill. Enclosed you will find a copy of this discussion.

The chief danger of the bill is the so-called "automatic copyright" which it proposes to establish. This means that any literary or musical work may be copyrighted by its author without bearing any notice of copyright and without any necessity for registration in Washington. In order to persuade Congress to pass the bill, much misinformation is being circulated about the alleged necessity that the United States enter the International Copyright Union in order to protect the American author. The enclosed discussion contains the answer to misstatements on this score.

You can help prevent the passage of the Vestal Copyright Bill:

1. By writing to your own Congressman and to all others from your city and your state.

2. By writing to both Senators from your State.

3. By writing to all other Congressmen and Senators whom you know, including Hon. Albert H. Vestal, Chairman of the House Committee on Patents, or any of the members of that Committee, who are as follows:

Hon. John Q. Tilson (Conn.) Rep. leader, or Hon. John N. Garner (Texas), Dem. leader; Randolph Perkins (N.J.); Clarence J. McLeod (Mich.); Godfrey G. Goodwin (Minn.); William P. Holaday (Ill.); F. D. Letts (Iowa); Harry L. Englebright (Calif.); J. Mitchell Chase (Pa.); Charles E. Kiefner (Mo.); C. Murray Turpin (Pa.); Fred A. Hartley (N.J.); Robert Blackburn(Kentucky); Fred G. Johnson (Neb.); Victor Christgau (Minn.); Fritz G. Lanham (Texas); Mell G. Underwood (Ohio); Allard H. Gasque (S. Carolina); William I. Sirovich (N.Y.); Lafayette L. Patterson (Ala); Wall Doxey (Miss.); William F. Brunner (N.Y.)

4. By bringing the matter to the attention of your local newspapers (there have been a number of editorials favorable to the bill in the press, based for the most part on a misunderstanding of the facts).

Be sure to direct their attention to the injustice of the automatic copyright scheme, which, if enacted into law, will make it utterly impossible for the broadcaster or any other user of music to avoid frequent violations of the copyright law and would expose him continuously to suits for infringement and liability for damages no matter how innocent may be his infringements.

No effort should be spared to acquaint Congress, the press and the public with the real issues involved.

JOINT COMMITTEE ON COPYRIGHT OF THE
NATIONAL ASSOCIATION OF BROADCASTERS

HENRY A. BELLOWS
WALTER J. DAMM
MORGAN EASTMAN

THURSDAY, January 21, 1931

NEW W. E. Whitmore C. P. 1500 kc 100 w
Roswell, N. M.

NOTIFIED: KGKB, Brownwood, Texas, The Dispatch Publishing Company, Roswell, N. M. Louis Falconi, Roswell, N. M.

NEW R. S. McEwan C. P. 1000 kc 100 w D
Clovis, N. M.

NOTIFIED: K. L. Horton & L. C. McConnell, Clovis, N. M.

NEW Louis Falconi C. P. 1300 kc 15 w
Roswell, N. M. 8 a.m. to 6 p.m. daily

NOTIFIED: KTBI, Los Angeles, Calif. W. E. Whitmore, Roswell, N. M. The Dispatch Publishing Company, Roswell, N. M.

FRIDAY, January 22, 1931

NEW The State Journal Co. C. P. 1200 kc 100 w
Lansing, Mich.

NOTIFIED: Anderson Gross Brdcstg Co. Lansing, Mich. W R A F, La Porte, Ind. WFBE, Cincinnati, Ohio

NEW Anderson Gross Brdcstg. Co. C. P. 570 kc 500 w
Lansing, Mich.

NOTIFIED: The State Journal Co. Lansing, Mich. WKBN, Youngstown, Ohio WNAX, Yankton, S. D. WIBO, Chicago, Ill. WPCC, Chicago, Ill. WEAO, Columbus, Ohio WSYR-WHAC, Syracuse, N.Y. WNYC, New York City WMCA, New York City WWNC, Asheville, N.C. WKZO, Berrien Springs, Mich.

WGCM Great Southern Land Co. C. P. 950 kc 1 kw
Gulfport, Miss. 8½ hours Daily
3½ hours Daily
Present Assgn. 1210 kc 100 w

NOTIFIED: KMBC, Kansas City, Mo. WRC, Washington, D. C. WJBY, Gadsden, Ala.

APPLICATIONS DENIED.

The following applications were denied by the Commission at its sessions during the current week:

KLX	The Tribune Publishing Co. Oakland, Cal.	Asked for C.P. to move transmitter from Oakland to E. Oakland or Alameda, Cal., install new eqpt. increasing max. power to 5 KW, and increase operating power to 5 KW, and to use portable to test for location.

The following cases were denied by the Commission, as the applicants have failed to file notice of appearance or requested hearings, under the provisions of General Order No. 93:

NAME OF APPLICANT	CALL	NATURE OF APPLICATION
Julian L. Roberts Key Broadcasting Co. Sterling, Colo.	New	C.P. -- 1220 kc -- 150 w.
Ber-Bailey Brdcstg. Co. Rayne, La.	New	C.P. -- 1120 kc -- 5 w.
Hersch Batt. & Rad. Co. Cape Girardeau, Mo.	KFVS	C.P. -- 1210 kc -- 100 w. 150 w L S
J. M. McCarmack and Sons, Inc. Reno, Nevada.	New	C. P. -- 1220 kc --1 kw
Oregon Brdcstg. Co. Portland, Oreg.	New	C.P. -- 1500 kc -- 100 w.
Charles E. McKay Hannibal, Mo.	New	C.P. -- 1210 kc -- 15 w.
St. Louis Truth Center Inc., St. Louis, Mo.	KFWF	C.P. -- 1200 kc -- 100 w. 150 w. L S
Utah Poultry Pro. Corp. Assn., Salt Lake City, Utah	New	C.P. -- 1200 kc -- 100 w.
KXL Broadcasters, Portland, Oreg.	KXL	C.P. -- 1390 kc -- 500 w.
Radio Wire Program Corp. of Amer. Oil City, Penna.	WLBW	C.P. -- 940 kc -- 500 w. 1 kw. L S
Lester J. Berry, Newark, Ohio	New	C.P. -- 1240 kc -- 50 w.
Kirk Johnson Co., Lancaster, Penna.	WKJC	C.P. -- 940 kc -- 1 kw.
Linville H. Clemmons, Thomasville, N. C.	New	C.P. -- 1200 kc -- 5 w.

NATIONAL BROADCASTING COMPANY
STATION W R C

APPLICATIONS DENIED (CONTINUED)

NAME OF APPLICANT	CALL	NATURE OF APPLICATION
Long Island Brdcstg. Corp. Long Island, N. Y.	WWRL	Mod. Lic. 1500 kc -- 100 w.
Carl L. Wheeler, Lexington, Mass.	WLEY	Mod. Lic. 1370 kc -- 100 w.
Howitt-Wood Radio Co. Linc., Binghamton, N. Y.	WNBF	C.P. -- 1500 kc -- 100 w. 250 w. L S
Westchester Broadcasting Corp., Yonkers, N. Y.	WCOH	Mod. Lic. 930 kc -- 100 w.
D. Estes, Vernon, Tex.	New	C.P. -- 1260 kc -- 100 w.
James A. Noe, Monroe, La.	New	C.P. -- 1480 kc -- 100 w.
Estes Park Brdcstg. Co. Estes Park, Colo.	New	C.P. -- 1370 kc -- 100 w.
R. J. Bondreau & J.A. Tatti, Lake Charles, La.	New	C.P. -- 1000 kc -- 5 kw.
S. L. McFadin & J. H. White, Borger, Tex.	New	C.P. -- 1250 kc -- 50 w.
Ben. H. Daniel, Boise, Idaho.	New	C.P. -- 1290 kc -- 1 kw.
F. H. Bayno, Trenton, Mo.	New	C.P. -- 1150 kc -- 100 w.
Border Brdcstg. Co., Laredo, Tex.	New	C.P. -- 1310 kc -- 100 w.
Wilson Duncan, Kansas City, Mo.	KWKC	Mod. Lic. 1370 kc -- 100 w.
Spokane Brdcstg. Corp., Spokane, Wash.	KFIO	Mod. Lic. 1120 kc -- 100 w.
Starret Const. Co., Detroit, Mich.	New	C.P. -- 1480 kc -- 100 w.

The following action was taken by the Commission during the past week:

W R B I	Kent's Furniture & Music Store, Tifton, Ga.	Construction Permit was granted to increase power from 20 to 100 watts on 1310 kc.
W S O C	A.J.Kirby Music Co. Gastonia, N.C.	Consent was granted to voluntary assignment of license to WSOC, Inc.

The following application was designated for hearing:

W F O X	Paramount Brdcstg.Corp. Brooklyn, N.Y.	Applicant requested authority to change frequency from 1400 to 1300 kc, and change operating hours to share with WBBR, WHAZ and WHAP.

SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

New	Martin C. Newman Sturgis, Mich.	Requests C.P. 1310 kc 100 watts, unltd. time with Call letters WKAT.
New	Thomas F. Harkins, D/B as The Brdcstg. Service Co. Upper Darby, Pa.	Requests C.P. 900 kc. 250 watts day - daytime operation.
New	The Ardmoreite Publishing Co.Inc. Publishers of the Daily Ardmoreite Ardmore, Okla.	Requests C.P. 1210 kc, 100 watts, unltd. time.
KFWF	St. Louis Truth Center, Inc. St. Louis, Mo.	Requests C.P. to change eqpt. including automatic freq. control.
KGIR	KGIR, Inc. Butte, Mont.	Requests C.P. to move studio and transm. locally in Butte; increase power to 1 KW. and change hours of operation from dividing with KFBB to unltd.
New	Kirby Lee Horton & Lee Colbin McConnell, Clovis, N. Mex.	Requests C.P. 1310 kc, 7½ watts, hours up to 8:30 P.M.
WSBT	The South Bend Tribune South Bend, Ind.	Requests Mod. of C.P. to increase power on C.P. (already filed) to 1000 watts.
WASH	WASH Brdcstg. Corp. Grand Rapids, Mich.	Requests Mod. of License to increase hrs. of operation from dividing with WOOD to unlimited.
WTEL	Foulkrod Radio Eng. Co. Philadelphia, Pa.	Requests Mod. of Lic. to change freq. from 1310 to 1200 kc, and change hours of operation from dividing with WHAT to division of time with any one local station acceptable.
WOOD	Walter B. Stiles, Inc. Grand Rapids, Mich.	Requests Consent to Vol. Assign. of Lic. to the Kunsky-Trendle Broadcasting Corp.

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
WSAZ	WSAZ, Incorporated Huntington, W. Va.	Granted C.P. to change eqpt. increasing maximum rated power of transmitter from 250 to 1000 watts, and move transmitter locally in Huntington. No increase in operating power.
KRGV	KRGV, Incorporated Harlingen, Texas	Granted C.P. to make changes in eqpt. to comply with Gen. Orders 91 and 97.
WJAK	Marion Broadcast Co. Marion, Ind.	Granted C.P. to install a new transmitter 50 watts, including automatic frequency control.
KFLV	Rockford Broadcasters, Inc. Rockford, Ill.	Granted C.P. to install new equipment, including automatic frequency control.
KGIZ	Grant City Park Corp. Grant City, Mo.	Granted C.P. to change eqpt. increasing maximum rated power from 50 to 100 watts, and to increase operating power from 50 to 100 watts.
WPCH	Eastern Broadcasters Inc. New York City.	Granted license, 810 kc, 500 watts, daytime.
WDAH	E.E. Wilson, C.T. Wilson, E.M. Wilson and Ernest Wilson, D/B as Eagle Brdcstg. Co. El Paso, Texas.	Granted License, 1310 kc, 100 watts, shares with KTSM.
KRSC	Radio Sales Corp. Seattle, Wash.	Granted License 1120 kc, 50 watts, daytime.
WNAX	Gurney Seed & Nursery Co. Yankton, S. Dak.	Granted Consent to Vol. Assignment of license to the House of Gurney, Inc.
NEW	Shortwave & Television Corp. Boston, Mass.	Granted C.P. 1604 kc, 500 watts; to use transmitter for sound transmissions in connection with visual broadcasting.

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WLEY	CARL S. WHEELER, trading as THE LEXINGTON AIR STATIONS Adams St., Lexington, Mass.	1370	----	Cons. Permit to move transmitter from Lexington, Mass. to a location to be selected in Mass., move studio from Adams St., Lexington to Springfield, Mass., install a new transmitter, and change time from ½ time to Unlimited on 1370 kc.
WFDF	FRANK D. FALLIAN 511½ South Saginaw St., Flint, Michigan	1310	----	License to cover Cons. Permit issued 12/16/30 to move transmitter and studio and change equipment.
WJAS	PITTSBURGH RADIO SUPPLY HOUSE 427 Fourth St., Pittsburgh, Penn.	1290	----	License to cover Cons. Permit issued 11/25/30 to change equipment and increase power from 1 KW. to 2½ KW. day and 1 KW. night.
WJJD	SUPREME LODGE OF THE WORLD, LOYAL ORDER OF MOOSE Mooseheart, Illinois	1130	----	Cons. Permit to change equipment.
WLBC	DONALD A. BURTON 200 S. Mulberry St., Muncie, Ind.	1310	----	Cons. Permit to install a new transmitter.
NEW	PIONEER MERCANTILE COMPANY Hotel El Tejon, 17th & K Sts., Bakersfield, California.	----	1490	Cons. Permit to erect a station 1490 kc., 5 KW., Unlimited hours.
NEW	YORK BROADCASTING COMPANY Continental Sq., York, Penn.	----	820	Cons. Permit application amended request locate transmitter 6 to 10 miles from York, 820 kc. instead of 1000 kc., 5 KW. instead of 500 watts.
NEW	E. DWIGHT CRAIG 3021 N. Illinois St., Indianapolis Indiana	----	580	Cons. Permit application amended to request 580 kc. instead of 1500 kc., 250 W. instead of 50 watts, and Limited time.
ZM	LEON P. TENNEY 880 B St., Hayward, California	1370	----	Cons. Permit to change Equipment

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WBEN	EDWARD H. BUTLER, Trustee for EADA BUTLER MITCHELL & EDWARD H. BUTLER, tr. as BUFFALO EVENING NEWS Hotel Statler, Buffalo, New York	900	----	Request voluntarily assign license to WBEN, INCORPORATED.
WCAO	MONUMENTAL RADIO, INCORPORATED 811 West Lanvale St., Baltimore, Maryland	600	----	License cover Cons. Permit 11/11/30, move old equipment from 848 N. Howard St. to 811 West Lanvale St. used as auxiliary.
WCAO	MONUMENTAL RADIO, INC. 811 West Lanvale St., Baltimore, Maryland	600	----	Mod. of License to increase power from 250 watts to 500 watts day and 250 watts night with an additional 750 watts night and 500 W. day on experimental basis.
WBAX	JOHN H. STENGER, JR. 13 S. Main St., Wilkes-Barre, Pa.	1210	----	Cons. Permit to change equipment.
KGMP	HOMER F. BRYANT, trading as BRYANT RADIO & ELECTRIC CO. 215 S. Main St., Elk City, Oklahoma	1210	----	Request install Automatic Frequency Control.
WGST	GEORGIA SCHOOL OF TECHNOLOGY Ansley Hotel, Atlanta, Georgia	890	----	License to cover Cons. Permit issued 12/16/30.
WHBQ	BROADCASTING STATION WHBQ, INC. 3rd & Court Sts., Memphis, Tenn.	1370	----	Cons. Permit to change equipment.
KGKO	WICHITA FALLS BRDCSTG. COMPANY 9th & Indiana Aves., Wichita Falls, Texas	570	----	Cons. Permit to move transmitter from 9th & Indiana Aves. to Seymour Rd., Wichita Falls, Texas, install new transmitter, and increase power from 250 W. night and 500 W. day to 1 KW. on 570 kilocycles.
WJAG	THE NORFOLK DAILY NEWS Hotel Norfolk, 4th St. and Norfolk Ave., Norfolk, Neb.	1060	----	Cons. Permit to move transmitter from 114 Fourth St. to section 21, township 24, range in Madison County, Nebraska, north of city limits on West Norfolk Ave., Norfolk, Nebraska, and change equipment.
KOY	NIELSEN RADIO & SPORTING GOODS CO. 621 N. Central Ave., Phoenix, Arizona.	1390	----	Cons. Permit to install a new transmitter.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WCSH	Congress Square Hotel Co. 579 Congress Street Portland, Maine	940	----	Mod. of License to increase power from 1 KW. to 5 KW. on 940 kc.
New	William J. Hays 1511-13-15 Chillocothe Street Portsmouth, Ohio	----	1310	Cons. Permit application amended to request 1310 kc. and 100 W. night and 250 W. day instead of 1340 kc. and 50 watts with unlimited hrs.
New	Earle T. Henderson Dry Branche Pike, Harrodsburg, Kentucky	----	1260	Cons. Permit to erect a new station to use 1260 kc. 15 watts and daytime hours.
New	F. R. Schmidt & Delmar Kuhlman D/B. as Radio & Electric Shop 108 West 9th Street Hays, Kansas	----	1500	Cons. Permit application amended to change equipment and request 50 watts instead of 15 watts on 1500 kc.
KFXJ	R. G. Howell & Chas. Howell D/B as Western Slope Broadcasting Co. 2938 Benton Street Edgewater, Colorado	1310	----	License to cover Cons. Permit issued 10/21/30 to move transmitter and studio to Grand Junction, Colo, change equipment and increase power from 50 W. to 100 watts.
WSMB	Saenger Theatres Inc. and Maison Blanche Company 901 Canal Street New Orleans, La.	1320	----	Mod. of License to increase power from 500 watts to 1 KW on 1320 kc.
WSMB	Saenger Theatres Inc. and Maison Blanche Company 901 Canal Street New Orleans, La.	1320	----	License to cover Cons. Permit issued 9/16/30 to move transmitter about 8 miles from center of New Orleans.
New	Shermon D. Bracken 212 Colorado St., Portales, New Mexico	----	1200	Cons. Permit application amended to request 1200 kc. instead of 960 kc.
KMTR	KMTR Radio Corporation 1025 North Highland Avenue Los Angeles, California	570	----	Cons. Permit to move transmitter and studio from 1025 North Highland Avenue to the Cor. of Willoby and Formosa Sts., Los Angeles, install a new transmitter, and increase power from 500 watts to 1 KW on 570 kc.
New	G.B.Chick & Elton M. Baker, D/B as KRZ Broadcasting Company Barnes & College Sts., Alva, Okla.	----	1500	Cons. Permit to erect a new station to use 1500 kc. 100 watts and Unlimited hours.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WDBO	Orlando Broadcasting Co. Inc. 545 North Orange Street Orlando, Florida	1120	----	License to cover Cons. permit issued 9/19/30 to change equipment.
WCAJ	Nebraska Wesleyan University 51st and St. Paul Streets Lincoln, Nebraska	590	----	Mod. of Cons. Permit to change equipment and increase power on C. P. from 250 watts to 500 W. on 590 kc.
NEW	Louis F. Kuester 900 North Main Street West Bend, Wisconsin	----	1310	Cons. Permit to erect a new station to use 1310 kc. 50 watts and Unlimited hrs.
NEW	Stewart A. Heigold and Cecil M. Johnson 320 - 1st Avenue Yuma, Arizona	----	1310	Cons. Permit application amended to request 1310 kc. instead of 1500 kc, with 100 watts and unlimited hrs.
KFJY	C. S. Tunwall Riverdale (suburb of Ft. Dodge) Iowa	1310	----	Cons. Permit to change equipment.
KMED	Mrs. W. J. Virgin Sparta Building, Main & Riverside Avenues Medford, Oregon	1310	----	Request for authority to install Automatic Frequency Control.
KGA	Northwest Broadcasting System, Inc. 1023 Riverside Avenue Spokane, Washington	1470	----	Cons. Permit to change equipment.
KFXF	Colorado Radio Corporation 1755 Glenarm Street Denver, Colorado	920	----	Cons. Permit to install new equipment and change power assignment from 500 watts day and 500 W. night on experimental basis to 500 watts day and night, on 920 kc.
NEW	Thomas F. Hardins, trading as The Broadcasting Service Company 69th and Market Streets Upper Darby, Pennsylvania	----	900	Cons. Permit application amended to request 900 kc. instead of 1200 kc., 250 W. (day only) instead of 250 W. day and 100 W. night, and Daytime hours instead of Unlimited.

BROADCASTERS' NEWS BULLETIN
Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields
Issued by
THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

January 10, 1931

THE VESTAL BILL

The Vestal Bill (H.R. 12549), proposing a consolidation and revision of the copyright laws, is expected to come up for consideration in the House early next week. Indications are that the bill will be passed and sent to the Senate before the end of the week.

The National Association of Broadcasters has conducted a vigorous fight against fundamental features of the measure on the grounds that interests of broadcasters would be adversely affected were the bill to become law. All broadcasting stations and all members of the House have been advised of the arguments against the bill.

There is still hope. If the bill succeeds in the House it will still have to be acted upon by the Senate. The bill will be referred to the Senate Patents Committee, in the event it passes the House. The members of this Committee are Senators Waterman of Colorado, Norris of Nebraska, Goldsborough of Maryland, Hebert of Rhode Island, Smith of South Carolina, Broussard of Louisiana, and Dill of Washington. The bill must be reported by this Committee before it can come up in the Senate. Failure of a report would mean death to the bill. It would then have to be reintroduced next December in the new Congress.

The Association is asking that the Senate Patents Committee hear the broadcasters' case before reporting the bill. If you are called upon for assistance you should respond willingly and promptly.

- - - # - - -

EQUALIZATION ORDER ADOPTED

The Commission on January 8 adopted General Order No. 102 "in order to bring about an equalization of radio facilities as among the States in the zones".

The order provides as follows:

1. Where a zone has already in use its pro rata share of facilities, the Commission will not allocate any further radio facilities to that zone, which would increase its quota.

2. Applications from under-quota States in zones which have already allocated to them their pro-rata share of radio facilities should be for a facility already in use in that zone by an over-quota State.

3. Likewise, where a State is already over quota, the Commission will not allocate any further radio frequencies to that State, which would increase its quota.

4. Applications from States which now have their quotas, or from states which are over quota, should be for facilities already in use in that State.

5. Applicant from an under quota State in an under quota zone may apply either for facilities in use in an over quota state in that zone or an over quota state in an over quota zone.

The order undoubtedly refers to the quota system set up by General Order No. 92. Under this order the Commission regards the total number of units in the United States as 400. Eighy units are assigned to each of the five zones. On this basis the first and second zones are the only ones under quota. The third, fourth and fifth are over and are directly affected by the order.

In adopting the order the Commission has provided that existing kilocycle and mileage separations shall not be compromised.

It is difficult to forsee the practical effect of the order. It changes to some extent the theory of the Davis Amendment which provides for a "fair and equitable" distribution of facilities among the states within a zone as compared with the mathematical precision declared in the order.

The following states, now over quota, are in danger of losing facilities: (Figures after each state indicate present number of units over quota) FIRST ZONE---Units over quota---New York, 3.80; New Jersey, 0.22; Delaware, 0.03; SECOND ZONE---Kentucky, 0.08; Virginia, 2.56; THIRD ZONE---Texas, 6.55; Tennessee, 2.67; Florida, 4.26; FOURTH ZONE---Illinois, 10.00; Missouri, 1.28; Minnesota, 1.42; Iowa, 5.32; Nebraska, 1.72; South Dakota, 1.37; North Dakota, 0.40; FIFTH ZONE---California, 1.68; Washington, 5.76; Colorado, 2.88; Utah, 3.33; Nevada, 0.21, Alaska, 0.62; Oregon, 2.22.

EQUALIZATION ORDER ADOPTED (CONTINUED)

The following states, now under quota, may gain facilities: (Figures after each state indicate present number of units under quota) FIRST ZONE---Massachusetts, 1.77; Maryland, 0.46; Connecticut, 0.84;Porto Rico, 3.72; Maine, 0.22; Rhode Island, 0.51; Dist. Col., 0.03; New Hampshire, 1.11; Vermont, 0.50; Virgin Islands, 0.06; SECOND ZONE---Pennsylvania, 7.95; Ohio, 0.60; Michigan, 2.68; West Virginia, 1.35; THIRD ZONE---North Carolina, 1.01; Georgia, 0.49; Alabama, 2.89; Mississippi, 2.70; Arkansas, 0.77; South Carolina, 3.12; FOURTH ZONE---Indiana, 3.35; Wisconsin, 0.91; Kansas, 0.65; FIFTH ZONE---Montana, 0.58; Idaho, 0.29; Arizona, 0.23; New Mexico, 0.40; Hawaii, 0.79; Wyoming, 1.26

SUPREME COURT DISMISSES CASES

The Supreme Court of the United States dismissed certificates from the Circuit Court of Appeals for the Seventh Circuit in the cases of Clinton R. White v George E. Q. Johnson and H. D. Hayes (No. 29) and American Bond and Mortgage Company et al v United States (No. 210). In both cases the Circuit Court had certified questions on the subject of property rights of broadcasting stations and the determination of these questions by the Supreme Court was anxiously awaited by the entire broadcasting industry. It was the second time within a year that the court refused to take jurisdiction over radio cases after hearing argument. The WGY case was the first.

The court, in opinions handed down on January 5, held that the questions were too "broad and indefinite" and admitted of "one answer under one set of circumstances and a different answer under another." The substantive law involved in the cases was not discussed in either opinion.

The effect of the court's ruling returns the cases to the Circuit Court where they will have to be argued on their merits.

WWJ WANTS KYW CHANNEL

The Commission has received an application from WWJ at Detroit seeking authority to change its present assignment from the regional frequency of 930 kc to the clear channel of 1020 kc. Under the terms of General Order No. 40, this frequency is assigned to the Second Zone, but is now used by KYW at Chicago. WWJ also asks permission to increase power from 1 to 50 kw.

WEVD EXCEPTS TO REPORT

G. August Gerber, Executive Secretary of Debs Memorial Radio Fund., Inc., operators of WEVD, New York, has filed exceptions to the report of Examiner Pratt, which recommended that the license renewal of WEVD be denied. The report of the Examiner contended that WEVD admitted 29 violations of the Radio Act and Commission Regulations. This is denied in the pleading and it is declared that the report was based solely on Commission affidavits, and did not consider the testimony or statements of WEVD.

EDUCATION BILL BY FESS

Senator Fess, Republican, Ohio, on January 8 introduced in the Senate a bill (S. 5589) to have set aside 15 per cent of the broadcasting facilities available to the United States for educational purposes.

The text of the bill follows:

"Not less than 15 per cent, reckoned with due weight to all factors determining effective service, of the radio broadcasting facilities which are or may be subject to the control of or allocation by the Federal Radio Commission, shall be reserved for educational broadcasting exclusively, and allocated when and if applications are made therefor, to educational agencies of the Federal or State governments and to educational institutions chartered by the United States or by the respective States or Territories."

The National Association of Broadcasters, at its Cleveland convention, unanimously adopted a resolution opposing the reservation of broadcasting channels exclusively for educational purposes.

The measure is supported by the Advisory Committee on Education by Radio which was appointed by Secretary Wilbur and groups affiliated with the committee have been active in securing support for the Fess Bill. Undoubtedly a drive will be made to have the bill considered at the present session of Congress.

RADIO DIVISION TRANSFER OPPOSED

The resolution to transfer the activities of the Radio Division of the Department of Commerce to the Radio Commission (S. J. Res. 176) came up for consideration in the House on January 5. Congressmen Jenkins, Sabath and Ramspeck objected and the resolution went over.

DILL WOULD AMEND RADIO ACT

A bill to correct certain irregularities in the present Radio Act of 1927 was introduced in the Senate on January 5 by Senator Dill, Democrat, Washington. The bill is S. 5583.

The measure would make several necessary minor changes in the existing law and among other things would set up a system of procedure for hearings before the Commission modeled substantially after that in General Order No. 93.

Section 16 of the present act would be amended to permit appeals from denial of construction permits which is questionable under the existing law. Broadcasting licenses would be limited to one year.

The bill also includes a provision for the transfer of the Radio Division to the Commission similar to that in the House resolution.

Broadly speaking, the measure embodies the corrective features which have been suggested by the National Association of Broadcasters. Senator Dill will make an effort to have the bill passed during the present session.

EXAMINERS' REPORTS

In re application of Benson Polytechnic School (KBPS) for renewal of license on 1420 kc, 100 w sharing with KXL, Docket No. 925, Report No. 46 by Chief Examiner Yost recommends granting of application.

In re application Electric and Radio Corporation (WHEO-WABO) for renewal of license on present frequency of 1440 kcs with 500 watts, sharing time with WOKO, Docket 955, Report 49 of Examiner Pratt recommends that application be granted.

In re application of Olympic Radio Company, Hoquiam, Wash. for construction permit to erect new station to operate on 1320 kcs with 100 watts. Docket 1035 Report 45 by Examiner Pratt recommends denial as in case of defaults.

In re application of E. A. Holmes, Jr. and Idris J. Jones, as Bessemer Broadcasting Association, Bessemer, Ala. for construction permit to erect new station to operate on 1500 kcs with 50 watts. Docket 932. Report 48 by Chief Examiner Yost recommends denial as in case of defaults.

NEWSPAPER DETAILS PROGRAMS

The Washington Daily News, a Scripps-Howard newspaper, believes that radio programs are news and that it is the duty of newspapers to print such programs in some detail.

The News bought and paid for time over three Washington stations which was utilized by Ralph Palmer, city editor of the paper, in telling the radio audience of his paper's policy.

"We believe these programs constitute news; that publishing them is a service to our readers, and that it is not a real service unless the programs are given with sufficient completeness to indicate to radio owners what they actually will hear, if they tune in," he said.

"If Babe Ruth is playing left field for the Yankees, our sports editor doesn't tell you merely that an outfielder is playing that position. If Secretary Wilbur were to resign, our political reporter wouldn't write merely that a cabinet member had quit. And so if it is the Lucky Strike orchestra, our radio editor doesn't simply say 'orchestra'."

The Daily News is a successful afternoon tabloid newspaper. Copies of Mr. Palmer's talk may be secured by writing to NAB headquarters.

BUTCHER IS CONVALESCING

Harry C. Buther, Columbia's Washington representative, is convalescing from an operation at the Garfield Hospital in Washington. Not being able to leave his bedroom, Butcher insisted that a dictating machine be installed for his use. He'll be back on the job soon, he says.

WFLA-WSUN TO GET HEARING

The Commission on January 5 adopted a motion offered by Commissioner Sykes ordering that the renewal applications of WFLA-WSUN, Clearwater, and WDAE, Tampa, Florida, be designated for hearing with the view to determining if the present interference with WTMJ, Milwaukee, Wisconsin, on 620 kc, may be minimized or obviated by an exchange of frequencies between WDAE and WFLA-WSUN. The motion declared that interference was not present when WDAE and WTMJ operated simultaneously on 620 kc.

RADIO LAW JOURNAL PROPOSED

The editorial advisory board of the proposed Journal of Radio Law was announced this week by Louis G. Caldwell, former general counsel of the Commission and editor of the publication. The board follows: Col. Thad H. Brown, general counsel of the Commission; Ralph Colin, New York, general counsel, Columbia Broadcasting System; Stephen Davis, New York, former solicitor, Department of Commerce; William C. Green, Washington, special counsel, Senate Committee on Interstate Commerce; Dr. Willy Hoffman, editor, Archiv fur Funchrecht, Leipzig, Germany; Robert Homburg, editor, Revue Juridique internationale de la Radioelectricite, Paris, France; Philip G. Loucks, managing director, National Association of Broadcasters; Ira E. Robinson, Washington, Member Federal Radio Commission; Paul M. Segal, Washington, former assistant general counsel of the Commission; Dr. Irvin Stewart, treaty division, Department of State; William R. Vallance, assistant to solicitor, Department of State; John W. Van Allen, general counsel, Radio Manufacturers' Association; Dr. Alfred Wegerdt, ministerial counselor at the ministry of Communications of the Reich, Berlin, Germany; Wallace H. White, Washington, Member of Congress; Carl Zollman, Milwaukee, Wisconsin, lecturer, Marquette University.

SHORT WAVE CASES DECIDED

The Court of Appeals of the District of Columbia on January 6 handed down an opinion in the separate appeals of the Intercity Radio Telegraph Company, Wireless Telegraph and Communications Company, R.C.A. Communications Company, Incorporated and Mackay Radio and Telegraph Company (Nos. 4987, 4988, 4990 and 4991) from a decision of the Commission granting 40 high frequency channels to the Universal Wireless Communications Company. The decision modifies the stay order previously granted by the court to permit Press Wireless and Western Radio Telegraph Company to utilize their grants but continues the appeal insofar as it relates to the frequencies granted to Universal. The Commission is directed to take such steps as it "deems necessary and proper" with respect to grants to the Universal and Intercity and is authorized to make a new allocation among the appellants. The court retained jurisdiction over the cases and ordered the Commission to report its proceedings to the court. Justice Robb in a separate opinion declared that the channels should be allocated to the R.C.A. and Mackay companies.

WHAS AND WHAM WIN APPEALS

General Order No. 87, proposing shifts in the frequencies of certain clear channel stations, was declared void by the Court of Appeals of the District of Columbia in opinions handed down in the cases instituted by the Courier-Journal Company and the Louisville-Times Company (WHAS), No. 5190 and the Stromberg-Carlson Telephone Manufacturing Company (WHAM), No. 5278. Station WHAS appealed to the court under Section 16 of the Radio Act while WHAM sought injunctive relief in the Supreme Court of the District of Columbia and was before the higher court on appeal by the Commission from the order of the lower court granting a preliminary injunction.

In the WHAS case the court, reversing the Commission, ordered the Commission to "renew appellants' license from time to time, to operate as heretofore upon the frequency of 820 kc until such time as it may be determined as the result of a hearing, after due notice, upon issues clearly defined, that such continued operation is not in the public interest, convenience or necessity."

In the WHAM appeal the court upheld the lower court's order granting a preliminary injunction restraining the Commission "until final determination of this case from effectuating any order changing the frequency assignment of station WHAM without prior notice and hearing or from changing it as a result of any hearing wherein it is required that appellee show cause why said change be not made."

These decisions, read in connection with previous decisions of the courts, substantiate the right of a station to have its license renewed from time to time in the same terms as long as it continues to serve the public interest. The Commission may not, without notice and hearing, change any of the material terms of a license and at such hearing, it would appear, the burden of proof is upon the Commission to show affirmatively that the change proposed would be in the public interest. In the past the Commission has always maintained that the burden of proof was upon the licensee (except in revocation proceedings).

The Commission, at such hearings, is required to prove its side of the controversy affirmatively. Ex-parte findings, such as reports of the engineering and legal divisions, are not sufficient to constitute a prima facie case and do not in and of themselves shift the burden to the applicant licensee. "The provision for hearing implies that the applicant is entitled to hear all of the evidence and examine and cross-examine the witnesses as in other cases."

Properly construed, these decisions will prevent the Commission from effecting any general shift in a class of stations, if as a result of such shift the interests of a licensee are adversely affected, unless there be a hearing in the legal acceptation of the term.

KOMO APPEALS COMMISSION DENIAL

KOMO, Seattle, Wash. has filed an appeal with the District of Columbia Court of Appeals, against the order of the Commission, denying the station authority to operate on 970 kcs with power of 5 kw. The requested frequency is now assigned to KJR, Seattle, Wash. operated by Northwestern Broadcasting System, Inc.

REGIONALS SEEK 5 KW POWER

WCSH, Portland, Maine, WFIW, Hopkinsville, Ky, WDAY, Fargo, N.D. and KOIN, Portland, Oregon have made application to the Commission for authority to increase their power to 5 KW. No change in frequency is involved. These stations are now assigned to the regional frequency of 940 kc. The applicants claim that there will be no increase in interference, nor will the stations themselves or the listeners be adversely affected by the granting of these applications. Under the terms of General Order 40, the maximum night power licensed on any regional frequency is 1 KW.

FOUR APPEALS ARGUED

The following cases were argued in the District of Columbia Court of Appeals, during the past week - WHAD, Milwaukee, Wis., Marquette University, Docket 5253; WGBS, New York, General Broadcasting System, Inc. Docket 5196; KYW, Chicago, Ill. Westinghouse Electric & Manufacturing Company, Dockets 5104-5107-5150-5192; KFKB, Milford, Kan. KFKB Broadcasting Station, Docket 5240.

ASSOCIATION IN NEW HOME

The National Association of Broadcasters is now established in its new quarters in Suite 970, National Press Building, Washington, D. C. The telephone number is DISTRICT 9497. The office will be open from 9 a.m. to 5 p.m. daily. Members are invited to make the new offices their headquarters when in Washington. You will find the Managing Director, his assistant, Eugene V. Cogley, and his secretary, Miss Olivine Fortier, on the job and ready to aid you in every manner consistent with the policies of the Association.

- - # - -

HIGH POWER REPORT HELD UP

Chief Examiner Yost is expected to return from the Pacific Coast, where he heard testimony in connection with the application of Station KGEF, operated by Rev. Bob Schuler, early next week but it is not expected that he will have his reports in the high power cases ready for consideration by the Commission until next month. Chief Examiner Yost on December 15 proposed a report to the Commission in which he recommended that 50 kw power be permitted on all clear channels. The Commission ruled that this report was not in accordance with General Order No. 42 as amended and remanded it for further consideration and report. In the meantime Station WJZ, operated by the National Broadcasting Company, filed exceptions to the report, alleging, among other things, that the examiner had failed to take into consideration that WJZ was now licensed for 30 kw and therefore belonged to that class of stations having more than 25 kw power.

LONGER LICENSE TERMS DELAYED

The Commission on January 6 ordered that "licenses of all broadcasting stations expiring January 31, 1931, (except those which have been or may be cited for alleged violations of the Radio Act of 1927 as amended, and/or rules and regulations of the Commission) be extended by General Order for a period of 90 days beginning 3 a.m. January 31, 1931 and that the applications for renewals which are now being received be accepted as applications for the new period beginning 3 a.m. April 30, 1931." If the previous order had become effective, the license period would have expired on July 31, while the Commission is in recess. The recent action will fix the expiration periods on April 30 and October 31.

GENERAL ORDER NO. 97 POSTPONED

The effective date of General Order No. 97, affecting power output and modulation, has been postponed from January 31 to April 30, 1931, by action of the Commission on January 6.

APPEALS JUSTICES NAMED

President Hoover on January 5 sent to the Senate the nominations of D. Lawrence Groner of Virginia and William Hitz of the District of Columbia to be associate justices of the Court of Appeals of the District of Columbia. Justice Hitz is now serving as a justice of the Supreme Court of the District of Columbia and wrote that court's opinion in the WHAM case which was upheld by the appeals court this week. The addition of these two justices, provided for by Congress last session, will make the court having jurisdiction over radio appeals a five-judge court. Their confirmation by the Senate is expected daily.

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
WGCP	May Radio Broadcast Corp. Newark, N. J.	Granted C. P. to make changes in eqpt.
WHOM	N. J. Broadcasting Corporation Jersey City, N. J.	Granted C. P. to change eqpt. increasing max. rated power from 250 to 500 watts.
KJR	Northwest Brdcstg. System, Inc. Seattle, Washington	Granted C. P. to make changes in eqpt.
WSYR-WMAC	Clive B. Meredith Syracuse, N. Y.	Granted Mod. of C. P. to change transmitter location from Salina to Syracuse, N. Y.
WLS	Agricultural Broadcasting Co. Chicago, Illinois	Granted Mod. of C. P. extending completion date to Feb. 6, 1931.
WSMX	Stanley M. Krohn Jr. Dayton, Ohio	Granted Mod. of Lic. to operate simultaneously with KQV at Pittsburgh, Pa. during daylight hours and divide time equally thereafter with Pittsburgh station. (1380 kc, 200 w.)
WELK	WELK Broadcasting Station Inc. Philadelphia, Penna.	Granted Lic. 1370 kc, 100 watts night 250 watts LS. Unlimited.
WEDH	Erie Dispatch Herald Brdcstg. Corporation Erie, Penna.	Granted License 1420 kc, 100 watts, unlimited.
WJBO	Valdemar Jensen New Orleans, La.	Granted Authority to install automatic frequency control.
KGFW	Otto F. Sothman & Roy H. McConnell Ravenna, Nebraska	Granted Consent to Vol. Assignment of License to Central Nebraska Broadcasting Corporation.
W6XG	General Electric Company Portable - California	Granted Consent to Voluntary Assignment of License to the National Broadcasting Company.
W6XG	General Electric Company Portable	Granted Renewal of License, 790 kc, 10 KW.
WBCM	Bay City Broadcasting Assoc. Bay City, Michigan	Granted Mod. of Lic. specifying power of station be determined by direct measurement of antenna input as specified in G.O. 91.

APPLICATIONS GRANTED (Continued)

W2XE	Atlantic Brdcstg Corp. Long Island, N. Y.	Granted Mod. of C. P. extending completion date to June 1, 1931.
WRNY	Aviation Radio Station Inc. New York City	Granted C. P. to make changes ineqpt. increasing rated max. power of transmitter from 250 to 700 watts, including automatic freq. control and high percentage modulation.
KTAP	Alamo Brdcstg. Co. Inc. San Antonio, Texas	Granted C. P. to make changes in eqpt. including automatic freq. control and high percentage modulation.
WABC- WBOQ	Atlantic Brdcstg. Corp. New York City	Granted Mod. of C. P. extending completion date to Feb. 1, 1931.
KFI	Earle C. Anthony Inc. Los Angeles, California	Granted Mod. of C. P. extending completion date to April 17, 1931 and commencement date to Jan. 17, 1931.
WGCM	Great Southern Land Co. Gulfport, Miss.	Granted License, 1210 kc, 100 watts, unlimited.
WHP	WHP, Incorporated Harrisburg, Penna.	Granted License 1430 kc, 500 watts night, 1 KW LS, shares with WBAK and WCAH.
KWG	Portable Wireless Tel. Co. Stockton, California	Granted License 1200 kc, 100 watts, unlimited time.
WIAS	Morris W. and James F. Poling D/B as Poling Elec. Co. Ottumwa, Iowa	Granted Vol. Assign. of Lic. to Iowa Broadcasting Company.
KGKB	E.M.C.T. & E. E. Wilson D/B as Eagle Publishing Company Brownwood, Texas	Granted authority to extend time off air to conform to appl. for C.P.

SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its meetings this week:

CALL	NAME OF APPLICANT	NATURE OF REQUEST
WDRC	The Doolittle Radio Corporation Hartford, Conn.	Requests Mod. of Lic. to increase daytime power from 500 w. to 1 KW.
New	Marius Johnson Prop. Johnson Music Store Ironwood, Mich.	Requests C. P. 1420 kc, 25 watts, daytime until 7 P.M.
WTFI	Toccoa Falls Institute Toccoa, Ga.	Requests C. P. to move transmitter and studio; increase operating power from 500 w. to 1 KW, and change eqpt. increasing max. rated power to 1 KW.
New	Herbert A. Morris Clarksdale, Miss.	Requests C. P. 1420 kc, 100 watts, daytime and to use portable to test for location.
KMLB	J. C. Liner Monroe, La.	Requests C. P. to make changes in eqpt. increasing max. rated power from 75 to 100 watts, and increase operating power from 50 to 100 watts.
KGKL	KGKL Incorporated San Angelo, Texas	Requests C. P. to make certain changes in transmitter and incr. of operating power from 100 to 250 w. day and 100 w. night.
WDGY	Dr. George W. Young Minneapolis, Minn.	Requests C. P. to make changes in eqpt. increasing max. rated power from 1 KW to 2500 watts; change freq. from 1180 to 920 kc, and increase power from 1 KW to 1 KW night and 2½ KW day, and change hours to unlimited.
New	Jack E. Stranger Coeur d'Alene, Idaho	Requests C. P. 1070 kc, 100 watts daytime, and to use portable to test for location.
WHK	Radio Air Service Corp. Cleveland, Ohio	Requests Mod. of Lic. to increase operating power from 1 KW to 2½ KW day and 1 KW night
WDBO	Orlando Brdcstg. Co. Inc. Orlando, Fla.	Requests Mod. of Lic. to increase hours of operation from half time on channel to unlimited.

APPLICATIONS DISMISSED

KOY, Phoenix, Ariz., Mod. of L. 940 kc, 500 w.; New, Hardin, Mont., C.P. 600 kc, 10 watts; New, Vicksburg, Miss., C.P. 550 kc, 100 w; New, Wellsboro, Pa., C.P. 580kc, 10 w; KID, Idaho Falls, Idaho, C.P. 1320 kc, 500 watts; New, So. Hampton, N.Y., C.P. 1190 kc, 150 watts, unlimited time; KMED, Medford, Ore., C.P. 580 kc, 500 w; New, Brownsville, Tex., C.P. 1330 kc, 15w; WTFI, Toccoa Falls, Ga., C.P. 1450 kc. 500 w; New, Parma, Mo., C.P. 1370 kc, 50w; New, Carlsbad, N.Mex.,C.P.1420 kc, 25 watts.

HEARINGS SCHEDULED

The following hearings are scheduled for the week commencing Monday, January 12. All hearings commence at 10 a.m.

MONDAY, January 12, 1931

New	F. B. Wilson & Richard Dearing - Jamestown Broadcasting Company, Jamestown, New York	C. P.	1210 kc. To share with WOCL	37 w.

NOTIFIED: WOCL - Jamestown, N. Y.

New	Earle H. Barton Lake Placid, N. Y.	C. P.	920 kc.	50 w D
WCDA	Italian Educational Broadcasting Company, Incorporated New York, N. Y.	C. P.	1350 kc. To share with WKBQ, WMSG & WBNY	1 KW

Present assignment: 1350 kc 250 watts
Shares with WKBQ, WMSG and WBNY

NOTIFIED: KWK, St. Louis, Mo.; WFBL, Syracuse, N.Y., WDRC, New Haven, Conn.; WTOE, Patchogue, N. Y.

New	Tingley, Roy & Larimore, Leroy, Minn.	C. P.	1200 kc.	7½ w D

NOTIFIED: KFJB, Marshalltown, Iowa; WCLO, Janesville, Wisconsin; WJBC, La Salle, Ill.; KGDE, Fergus Falls, Minn.; WHBY, W. DePere, Wisconsin; KGDY, Oldham, South Dakota.

TUESDAY, January 13, 1931.

WNYC	City of New York, Dept. of Plant & Structures New York City	Mod. L.	570 kc. Unlimited time	500 w.

Present Assignment: 570 kc 500 w.
Shares with WMCA

NOTIFIED: WMCA, New York City

	Knickerbocker Broadcasting Company Incorporated New York City	Mod. L.	570 kc Unlimited time	500 w.

Present Assignment: 570 kc 500 watts
Shares time with WNYC

NOTIFIED: WNYC, New York City

APPLICATIONS RECEIVED

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WLBL	State of Wisconsin Department of Agriculture & Markets 201 Strongs St. Stevens Point, Wisconsin	900	----	Cons. permit to change equipment.
KLPM	John B. Cooley 26 E. Central Avenue Minot, North Dakota	1420	----	License to cover cons. permit for change in equipment which was issued 11-25-30
KPPC	Pasadena Presbyterian Church 535 East Colorado Street Pasadena, California	1210	----	Cons. permit to change equipment and increase power from 50 watts to 100 watts on 1210 kilocycles.
KPCB	Westcoast Broadcasting Company 3rd & Pine Streets Seattle, Washington	650	----	Cons. permit to change equipment.
WELL	Enquirer-News Company 74 W. Michigan Street Battle Creek, Michigan	1420	----	Construction permit to change equipment and install automatic frequency control.
NEW	J. Milton Guyton West Main Street Uniontown, Penna.	----	620	Cons. permit resubmitted to request 250 watts day and night instead of 250 watts day and 100 watts night, on 620 kc, daytime and 3 evenings per week.
WABZ	Coliseum Place Baptist Church 1376 Camp Street New Orleans, La.	1200	----	Request for authority to install Automatic Frequency Control.
WABZ	Coliseum Place Baptist Church 1376 Camp Street New Orleans, La.	1200	----	Request for authority to voluntarily assign license to SAMUEL D. REEKS.
NEW	J. A. Hugh & Non Binion d/b as KTL BROADCASTING COMPANY 106 South First Street Lufkin, Texas	----	1460	Cons. permit to erect a new station to use 1460 kc. 7½ watts unlimited.
WGST	Macon Junior Chamber of Commerce 220 Second Street Macon, Georgia	890	----	Cons. permit to change equipment and install automatic frequency control.
KFPW	John Brown Schools 1213 Garrison Street Fort Smith, Arkansas	1340	----	Cons. permit to change equipment and install automatic frequency control, also to increase hours of operation from Daytime to Unlimited.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	Weber Jewelry & Music Co. Inc. 714 St. Germain Street St. Cloud, Minnesota	-----	1370	Cons. Permit to erect a new station to use 1370 kc., 7½ watts, and Daytime hours. (2 hours per day.)
KNX	Western Broadcast Company 5555 Marathon Blvd. Hollywood, California	1050	-----	Mod. of Cons. Permit to extend completion date on Cons. Permit to 3/31/31.
KGIQ	Radio Broadcasting Corporation 262 - 3rd Avenue, West Twin Falls, Idaho	1320	-----	Mod. of cons. Permit to increase power on C.P. from 250 W. night and 500 W. day to 500 W. day and night and extend completion date to January 3, 1931.
KXL	KXL Broadcasters 269 Pine Street Portland, Oregon	1420	-----	Cons. Permit to change equipment.
KGIR	KGIR Incorporated 121 West Broadway Butte, Montana	1360	-----	Cons. Permit application amended to request 1360 kc. (their present frequency) instead of 1470 kc., and 1 KW. instead of 5 KW. with Unlimited hours of operation. (said changes to be made at present location, 121 West Broadway, Butte, Montana.)
NEW	Kirby Lee Horton & Leo Colvin McConnell 403 Main Street Clovis, New Mexico	-----	1310	Cons. Permit application amended to request 1310 kc. instead of 1110 kc. with 7½ watts.
WWJ	The Evening News Association, Inc. 615 West Lafayette Blvd. Detroit, Michigan	920	1020	Cons. Permit to move transmitter from 810 W. Lafayette Blvd., Detroit, Mich. to a location to be determined, install new equipment, change frequency from 920 kc. to 1020 kc., and increase power from 1 KW. to 50 KW.
NEW	Martin C. Newman 104 East Chicago Street Sturgis, Michigan	-----	1310	Cons. Permit application amended to request 1310 kc. instead of 950 kc. with 100 watts and Unlimited hrs.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
KFJB	Marshall Electric Company Inc. 1603 West Main Street Marshalltown, Iowa	1200	-----	Cons. permit to change equipment and install automatic frequency control.
WJAR	The Outlet Company 176 Weybosset Street Providence, Rhode Island	890	620	Mod. of licence to change frequency from 890 kc. to 620 kc., and increase power from 250 W. night and 400 W. day to 500 watts day and night, with Unlimited hours.
WHEC-WABO	Hickson Electric & Radio Corp. 40 Franklin Street Rochester, New York	1440	-----	Mod. of License to increase hours of operation from sharing with WOKO to Unlimited on 1440 kc.
WOCL	A. E. Newton Eagle Temple Jamestown, New York	1210	-----	Cons. Permit to install new equipment, increase power from 25 W. to 50W., and change location of mainstudio from Eagle Temple to Main and Richmond Sts., Jamestown, N.Y.
WIBR	George W. Robinson 141 North 4th Street Steubenville, Ohio	1420	-----	Request for authority to install Automatic Frequency Control.
WAIU	American Insurance Union Deshler-Wallick Hotel Columbus, Ohio	640	-----	Cons. Permit to move transmitter from Sharon Road to Robinwood Road 7½ miles East of Columbus, Ohio, install new equipment, and increase power from 500 W. to 1 KW. on 640 kc.
KGFF	D. R. Wallace, owner KGFF Broadcasting Company Barnes & 5th Streets Alva, Oklahoma	1420	-----	Request for authority to voluntarily assign license and construction permit to the KGFF Broadcasting Co. Incorporated.
WTAW	Agricultural & Mechanical College of Texas College Station, Texas	1120	-----	Cons. Permit to install a new transmitter.
KGNF	Herbert Logan Spencer 1621 West 12th Street North Platte, Nebraska	1430	-----	Request for authority to voluntarily assign license to the Great Plains Broadcasting Company.(a corp.)

From the NATIONAL ASSOCIATION OF BROADCASTERS
IMMEDIATE RELEASE

January 12, 1931

THE VESTAL COPYRIGHT BILL

The Vestal Copyright Bill (H.R. 12549) in the form in which it comes before the House might well be entitled "a bill to encourage copyright racketeers," according to H. A. Bellows of Minneapolis, Chairman of the legislative committee of the National Association of Broadcasters, who is in Washington seeking amendments to the bill.

"The measure as it stands simply throws open the whole field of musical performance to be exploited by copyright racketeers," said Mr. Bellows. Under the present law, users of copyright material have at least the reasonable protection afforded by the requirement of registration and of publication of the copyright notice. The pending bill would create copyright from the inception of a work, before publication, and without compliance with any formalities whatsoever.

"Every broadcaster uses dozens of musical compositions daily, and for these he is entirely willing to pay a fair royalty. All he asks is to know where he stands. Under the pending bill, he could know neither which compositions are covered by copyright, nor who owns such copyrights. Despite his most conscientious diligence, he would be an innocent infringer, and thus liable to heavy damages, many times every day

"The copyright racketeer, the author, composer or publisher who encourages public performance with the intention of subsequently threatening action for violation of copyright, is today restrained only by the fact that the law requires him to give public notice of his claim. The proposed law denies to the public even this measure of protection.

"Copyright law is so highly technical in its method of protecting the public from exploitation that it has been possible to create a considerable sentiment in favor of the Vestal bill, changing the entire basic principle of American copyright legislation, among people who have no clear notion of what it is all about. Nobody confronted with the actual language of the bill can fail to see that it sacrifices the rights of the American people in favor of a small group of special interests.

"The broadcasters of America have gone on record unanimously as opposing certain features of this bill. They ask no special favors, nor would they in any way deny the right of authors or composers to fair rewards for their work. They do, however, claim that the American people have a right to know the ownership of property in which they have a definite and lasting interest, and to be protected against the unscrupulous practices of copyright racketeers."

- - - - -

From the NATIONAL ASSOCIATION OF BROADCASTERS
IMMEDIATE RELEASE

January 12, 1931

THE VESTAL COPYRIGHT BILL

The Vestal Copyright Bill (H.R. 12549) in the form in which it comes before the House might well be entitled "a bill to encourage copyright racketeers," according to H. A. Bellows of Minneapolis, Chairman of the legislative committee of the National Association of Broadcasters, who is in Washington seeking amendments to the bill.

"The measure as it stands simply throws open the whole field of musical performance to be exploited by copyright racketeers," said Mr. Bellows. Under the present law, users of copyright material have at least the reasonable protection afforded by the requirement of registration and of publication of the copyright notice. The pending bill would create copyright from the inception of a work, before publication, and without compliance with any formalities whatsoever.

"Every broadcaster uses dozens of musical compositions daily, and for these he is entirely willing to pay a fair royalty. All he asks is to know where he stands. Under the pending bill, he could know neither which compositions are covered by copyright, nor who owns such copyrights. Despite his most conscientious diligence, he would be an innocent infringer, and thus liable to heavy damages, many times every day

"The copyright racketeer, the author, composer or publisher who encourages public performance with the intention of subsequently threatening action for violation of copyright, is today restrained only by the fact that the law requires him to give public notice of his claim. The proposed law denies to the public even this measure of protection.

"Copyright law is so highly technical in its method of protecting the public from exploitation that it has been possible to create a considerable sentiment in favor of the Vestal bill, changing the entire basic principle of American copyright legislation, among people who have no clear notion of what it is all about. Nobody confronted with the actual language of the bill can fail to see that it sacrifices the rights of the American people in favor of a small group of special interests.

"The broadcasters of America have gone on record unanimously as opposing certain features of this bill. They ask no special favors, nor would they in any way deny the right of authors or composers to fair rewards for their work. They do, however, claim that the American people have a right to know the ownership of property in which they have a definite and lasting interest, and to be protected against the unscrupulous practices of copyright racketeers."

- - - - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

THE VESTAL BILL

The Vestal Copyright Bill, with all of its provisions dangerous to broadcasting, is now before the Senate.

Before the bill was officially before the Senate, the Senate Patents Committee held a meeting and voted a favorable report on the measure, denying the requests of broadcasters that their case be heard.

Demanding that broadcasters be given an opportunity to express their views on the measure, Senator Dill of Washington, when the bill reached the Senate, was successful in having it tabled. At the same time he is insisting that the bill be referred to the Senate Interstate Commerce Committee or that the Senate Patents Committee grant hearings. Senator Dill is a member of both committees.

Senator Dill, rallying to the cause of the broadcasters, deserves the unstinted thanks of every member of the Association as well as every other station licensee. His work undoubtedly will secure the hearing broadcasters are demanding.

The whole-hearted response and cooperation of officers and directors of the Association, as well as members and non-members alike has been encouraging. As far as can be learned, every officer and member of the Board promptly and efficiently responded to requests sent out from headquarters.

EXAMINER'S REPORTS.

In re application of Paul J. Gollhofer (WMBQ) for renewal of license on 1500 kc, 100 watts sharing with WCLB, WWRL and WLBX, Docket No 927, Report No. 50 by Examiner Pratt recommends denial of application.

In re application Voice of Brooklyn, Inc., (WLTH) for renewal of license on 1400 kc, 500 watts sharing with WCGU, WEBC and WSGH-WSDA, Docket No. 970, Report No. 51 by Examiner Pratt recommends denial of application.

In re application of WCLS, Inc., (WCLS) for renewal of license on 1310 kc, 100 watts sharing with WKBB, Docket No. 936, Report No. 52 by Examiner Pratt recommends denial of application.

In re application of Long Island Broadcasting Corporation (WWRL) for renewal of license on 1500 kc, 100 watts, sharing time with WMBQ, WLBX and WCLB, Docket No. 956, Report No. 53 by Examiner Pratt recommends denial of application.

In re application of The Rice Hotel (KTRH), for renewal of license on 1120 kc, 500 watts sharing with WTAW, Docket No. 971, Report No. 54 by Examiner Pratt recommends approval of application.

In re application of Camith Corporation (WKBO), for renewal of license on 1450 kc, 250 watts, sharing with WBMS, WNJ and WHOM, Docket No. 943, Report No. 55 by Examiner Pratt recommends denial of application.

In re application of Standard Cahill Co., Inc., (WKBQ) for renewal of license on 1350 kc, 250 watts sharing with WAWZ, WMSG and WCDA, Docket No. 937, Report No. 56 by Examiner Pratt recommends denial of application.

In re applications of Radio Operators, Inc., and Los Angeles Broadcasting Company (KFVD), the first for authority to erect a new station on 860 kc, 500 watts and Limited Time, and the second to change frequency to 860 kc, 1 KW and Limited Time under Docket Nos. 922 and 963, were both covered by Report No. 57 by Examiner Pratt who recommended denial of both applications.

ACTION ON EXAMINERS' REPORTS.

The following action was taken by the Commission on Examiners' Reports during the current week.

In re application of Daily Telegraph Printing Company, (WHIS) Bluefield, West Virginia, for a construction permit to change frequency from 1420 to 1410 kc; and increase power to 250 watts and change hours of operation from unlimited to half time on requested frequency. Docket 974, Report No. 43. Request of applicant granted, sustaining Examiner Yost.

In re application of Henry Dean Harris, Dyersburg, Tenn., for construction permit to erect new station on 1390 kc with 15 watts, for operation 3 to 5½ hours daily. Docket 946, Report No. 31. Request of applicant denied, sustaining Examiner Pratt.

In re application of C. L Carrell (formerly WIBJ), Springfield, Missouri, for a construction permit to permanently locate formerly licensed portable station WIBJ on 1200 kc with 100 watts and unlimited time. Docket 904, Report No. 35. Request of applicant denied, sustaining Examiner Pratt.

In re application of Debs Memorial Radio-Fund, Inc , (WEVD) for renewal of license on 1300 kc, 500 watts, sharing time with WHAZ, WHAP and WBBR, Docket No. 969, Report No 38. Request of applicant was first granted earlier in the week, reversing recommendation of Examiner Pratt. At the Commission meeting Friday, this prior action was reversed and the entire report reconsidered and the case was remanded for the taking of further testimony.

REGIONAL APPLICATIONS RETURNED

The Commission this week returned to stations WCSH, Portland, Maine, WDAY, Fargo, N.D. WFIW, Hopkinsville, Ky, and KOIN, Portland, Ore. their applications to increase their operating power to 5 kw each. In returning these applications the Commission pointed out that the maximum power permissible on the channel of 940 kc, on which they now operate, is 1 kw under the provisions of General Order No. 40.

Following the action of these stations, WOW, Omaha, Nebr. WEEI, Boston, Mass. and KHQ, Spokane, Wash. this week filed applications also asking that their power be laterally increased to 5 kw.

If these applicants insist upon being heard upon their applications the Commission will be confronted with the first direct attack upon General Order 40 in months.

KHJ PERMITTED TO INTERVENE

The Court of Appeals of the District of Columbia this week granted permission to the North West Broadcasting System, KJR, to intervene in the appeal filed several days ago by the Fisher's Blend Station, KOMO, Seattle, Wash. from a decision of the Commission denying KOMO's application to operate on 970 kc, KJR's frequency.

The Court also has denied the petition for a rehearing in the case of W. O. Ansley, jr. who was denied authority to erect a new station at Abilene, Tex. to operate on 550 kc with 1 kw.

"TOO MUCH ADVERTISING" AGAIN

In the wake of Dr. Lee DeForest's annual announcement that radio advertising is killing the goose that laid the golden egg, newspaper editorial writers have been busy criticising what Senator Dill has aptly termed the "American plan" of broadcasting.

A leading American newspaper this week printed an editorial warning broadcasting stations to "temper the amount and kind of advertising" and elevate programs above the "thirteen-year-old" level or "the government control movement, now gathering momentum in Canada will probably spread to the United States."

On the other hand, Commissioner Harold A. LaFount stated publicly this week that "the very fact that broadcasters are progressing and that there is no general complaint, seems to show that the majority of stations, at least, are operating in the public interest in this respect. The Commission seldom receives complaints against stations for excessive advertising alone."

Arthur Batcheller, travelling supervisor, Radio Division, Department of Commerce, returned to Washington from a swing around the country and reports that broadcasting stations on the whole are showing improvement not only with respect to frequency stability and general mechanical operation, but that there has been a marked improvement in program material.

STATIONS WARNED OF GENERAL ORDERS.

Recently the Federal Radio Commission adopted a general order providing for six months license commencing January first. Monday, January 5th, the Commission postponed the effective date of that order until April 30, in order to give the Commission time to scrutinize respective worthiness of all applications for renewal licenses.

The National Association of Broadcasters takes this occasion to remind its members that there are various general orders of the Federal Radio Commission which are frequently being ignored by stations. Among these are the announcement of call letters and electrical transcriptions.

With regard to the first point the Commission's General Order No. 8, issued on May 5, 1927, contained the following language: "* * * * is hereby directed to announce its call letters and location as frequently as may be practical while it is broadcasting, and in any event, not less than once during each fifteen minutes of transmission. It is understood, however, that this requirement is waived when such announcement would interrupt a single consecutive speech or musical number, and in such cases announcement of the call letters and location shall be made at the beginning and end of such number."

A careful check by members will develop that there is almost constant violation of this order. It is almost an assured fact that unless stations become more active in enforcing this rule they will find themselves cited for violations.

The announcement of transcriptions and phonograph records, the Commission's General Order No. 78 contains the following language: "phonograph records, mechanical piano players, etc., all broadcasting stations shall announce clearly and distinctly the character of * * * * *. In such announcement each talking machine, phonograph or graphophone record used, whatever its character, shall be described by the use of the EXACT words 'this is a talking machine record' or 'this is a phonograph record' or 'this is a graphophone record.' Each player piano selection used shall be described as played by a mechanical piano player after every mechanical reproduction and shall be similarly described by the term generally understood and used by the public and meaning such mechanical reproduction."

The radio inspectors of the Department of Commerce are becoming more active in checking stations in this matter, and stations must not assume that such phrases as "we now play a record by - - - -, of the popular dance hit - - - -" or the use of the word "recording" will get them by.

On the subject of electrical transcriptions for broadcast purposes, the Commission says as follows, in its same General Order No 78 - " * * *each such recording shall be immediately preceded and followed by the following statement: 'this program is an electrical transcription made exclusively for broadcast purposes.' Broadcasting stations shall not use records, transcriptions or piano player rolls when the length of rendition thereof exceeds fifteen minutes unless provision is made for the announcement of the station's call letters, which must be given together with the statement above set forth, at least every fifteen minutes."

Station owners are finding that the Department of Commerce radio inspectors will not recognize such phrases as "this is an electrical transcription," nor will they recognize failure to include the standby in half hour programs or the repeated phrase that the program is an electrical transcription.

STATIONS WARNED OF GENERAL ORDERS.

Recently the Federal Radio Commission adopted a general order providing for six months license commencing January first. Monday, January 5th, the Commission postponed the effective date of that order until April 30, in order to give the Commission time to scrutinize respective worthiness of all applications for renewal licenses.

The National Association of Broadcasters takes this occasion to remind its members that there are various general orders of the Federal Radio Commission which are frequently being ignored by stations. Among these are the announcement of call letters and electrical transcriptions.

With regard to the first point the Commission's General Order No. 8, issued on May 5, 1927, contained the following language: "* * * * is hereby directed to announce its call letters and location as frequently as may be practical while it is broadcasting, and in any event, not less than once during each fifteen minutes of transmission. It is understood, however, that this requirement is waived when such announcement would interrupt a single consecutive speech or musical number, and in such cases announcement of the call letters and location shall be made at the beginning and end of such number."

A careful check by members will develop that there is almost constant violation of this order. It is almost an assured fact that unless stations become more active in enforcing this rule they will find themselves cited for violations.

The announcement of transcriptions and phonograph records, the Commission's General Order No. 78 contains the following language: "phonograph records, mechanical piano players, etc., all broadcasting stations shall announce clearly and distinctly the character of * * * * *. In such announcement each talking machine, phonograph or graphophone record used, whatever its character, shall be described by the use of the EXACT words 'this is a talking machine record' or 'this is a phonograph record' or 'this is a graphophone record.' Each player piano selection used shall be described as played by a mechanical piano player after every mechanical reproduction and shall be similarly described by the term generally understood and used by the public and meaning such mechanical reproduction."

The radio inspectors of the Department of Commerce are becoming more active in checking stations in this matter, and stations must not assume that such phrases as "we now play a record by - - - -, of the popular dance hit - - - -" or the use of the word "recording" will get them by.

On the subject of electrical transcriptions for broadcast purposes, the Commission says as follows, in its same General Order No 78 - " * * *each such recording shall be immediately preceded and followed by the following statement: 'this program is an electrical transcription made exclusively for broadcast purposes.' Broadcasting stations shall not use records, transcriptions or piano player rolls when the length of rendition thereof exceeds fifteen minutes unless provision is made for the announcement of the station's call letters, which must be given together with the statement above set forth, at least every fifteen minutes."

Station owners are finding that the Department of Commerce radio inspectors will not recognize such phrases as "this is an electrical transcription," nor will they recognize failure to include the standby in half hour programs or the repeated phrase that the program is an electrical transcription.

Station owners should watch all electrical transcriptions because of the growing tendency to incorporate in transcriptions such phrases as "this is an electrical transcription," with the expectation that the station will consider that sufficient announcement. Several programs are being broadcast which are a half hour in length which allow for no fifteen minute cut-in.

In one particular series of program the electrical transcription was stopped at intervals and an announcement made, which ended up with a phrase such as "we now continue with the dance music."

Several station owners found themselves confronted with citations of violations of the Commission's General Order 78. Without placing undue emphasis on the manufacturers of electrical transcriptions, station owners are cautioned, for their own benefit, to watch the manner in which the credit for the program being an electrical transcription is made, and it would seem that the safest way is for the station to make a statement as follows at the opening "the program of - - - - which we now present from station - - - - comes to you in the form of an electrical transcription made exclusively for broadcast purposes" and follow this with whatever further introductory announcement is necessary. A similar statement in the middle of the program and after the announcement at the end, to conclude with the statement " - - - - program has come to you from - - - - in the form of an electrical transcription made exclusively for broadcast purposes," then if the transcription itself contains some phrase which is not in accordance with General Order 78, the station, at least, is protected.

The following hearings are scheduled for the week commencing Monday, January 19th. All hearings commence at 10 a. m.

MONDAY, January 19, 1931.

KXA	American Radio Telephone Co. Seattle, Wash.	Mod. Lic.	570 kc Unlimited	1 kw Time
		Present Assgn.	570 kc Unlimited provided no interference with K U O M results.	500 w.

NOTIFIED: KMTR - Hollywood, Calif.

WREC	WREC, Inc. Memphis, Tenn.	Ren. Lic.	600 kc	500 1 kw L S

KGKO	Wichita Falls Brdcst. Co. Wichita Falls, Tex.	C. P.	570 kc	500 w
		Present Assgn.	570 kc Unlimited - -	250 w 500 L S

NOTIFIED: WNAX, Yankton, S. D. WWNC, Asheville, N. C.

KMTR	KMTR Radio Corp. Hollywood, Calif.	C. P.	570 kc	1 kw
		Present Assgn.	570 kc Unlimited	500 w

NOTIFIED: WNAX, Yankton, S. D. KGKO, Wichita Falls, Tex. KXA, Seattle, Wash.

TUESDAY, January 20, 1931

NEW	R. P. Denman, Paris, Texas	C. P.	1210 kc	100 w

NOTIFIED: KWKH, Shreveport, La. WOAI, San Antonio, Texas KGMP, Elk City, Okla.

KGKL	KGKL, Inc. San Angelo, Texas	C. P.	1370 kc	100 w 250 L S
		Present Assgn.	1370 kc	100 w

NOTIFIED: KFJZ, Fort Worth, Texas KMAC, San Antonio, Texas KONO, San Anotnio, Texas

NEW	King Evans, Marshall, Texas	C. P.	1420 kc	100 D

NOTIFIED: KXYZ, Houston, Texas KFYO, Abilene, Texas KTBS, Shreveport, La.

APPLICATIONS RECEIVED

The following applications were received at the Commission during the week ended January 3:

call	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
KGBX	Foster-Hall Tire Company 1829-37 Colhoun St., St. Joseph, Missouri	1310	----	License to cover Cons. Permit issued 1/17/30 to install new equipment.
KFIZ	The Reporter Printing Company 18 Forest Avenue Fond du Lac, Wisconsin	1420	-----	Cons. Permit to move transmitter and studio from 18 Forest Ave. to West First St. 18-20-22, Fond-du-Lac, Wisconsin, and install new equipment.
WGN-WLIB	The Tribune Company 140 East Walton Place Chicago, Illinois	720	----	Cons. Permit to change equipment.
KGEZ	Kalispell Chamber of Commerce Main and Third Sts. Kalispell, Montana	1310	----	Request for authority to voluntarily assign license to Donald C. Treloar and Stanley R. Church, trading as Treloar-Church Brdcstg. Company.
KGW	Oregonian Publishing Company 6th and Alder Sts., Portland, Oregon	620	----	Cons. Permit to move transmitter from 6th and Alder Sts., Portland to Faloma, Oregon.
KGEK	Elmer G. Beehler, trading as Beehler Electrical Equipment Co. 109 West 2nd Ave., Yuma, Colorado	1200	----	Cons. Permit to change equipment.
WTBO	Associated Broadcasting Corp. Frederick & Liberty Sts., Cumberland, Md.	1420	----	License to cover construction permit issued 12-5-30 to install new equipment and increase power from 100 watts to 100 watts night, 250 watts day.
WMBC	Michigan Broadcasting Co. Woodward at Adelaide Detroit, Michigan	1420	----	License to cover cons. permit issued 9/2/30 for change in equipment.
WBZ	Westinghouse Electric & Mfg. Co. Hotel Kimball, Springfield, Mass.	990	----	Mod. of Cons. Permit to extend completion date on Cons. Permit to 2/28/31.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WOKO	H. E. Smith & R. M. Curtis, d/b as Hudson Valley Brdcstg. Co. 311 Mill St., Poughkeepsie, N.Y.	1440	1430	Mod. of License to change frequency from 1440 kc. to 1430 kc. and hours of operation from sharing with WHEC-WABO to Unlimited.
WFOX	Paramount Broadcasting Corp. Fox Theatre, Brooklyn, N. Y.	1400	1300	Mod. of License to change frequency from 1400 kc. to 1300 kc. and hours of operation from sharing with WGGU, WLTH, and WBBC to Unlimited.
WMC	Paul Dillard & Enoch Brown, Jr. 30 North 2nd Street Memphis, Tennessee	780	----	Request for an involuntary assignment of license from Memphis Commercial Appeal, Inc. to Paul Dillard and Enoch Brown, Jr.
KFJM	University of North Dakota Decotah Hotel, 3rd St. & 1st Ave. Grand Forks, North Dakota	1370	----	Request for authority to install Automatic Frequency Control.
WCRW	Clinton R. White 2756 Pine Grove Avenue Chicago, Illinois	1210	----	Cons. Permit to change equipment.
KPSN	Pasadena Star-News Publishing Co. 525 E. Colorado Street Pasadena, California	1360	----	Request for authority to install Automatic Frequency Control.
KFUP	Fitzsimmons General Hospital U. S. Army Colfax & Peoria Streets Denver, Colorado	1310	----	Cons. Permit to move transmitter about 300 ft. from present location and change equipment.
KFXD	Frank E. Hurt, tr. as Service Radio Company 1024 - 12th Ave. S., Nampa, Idaho	1420	----	Cons. Permit to install new equipment and increase power from 50 watts to 500 watts on 1420 kc.
WWJ	The Evening News Association, Inc. 615 West Lafayette Blvd., Detroit, Michigan	920	1020	Cons. Permit to move transmitter from 810 W. Lafayette Blvd., Detroit, Mich. to a location to be determined, install new equipment, change frequency from 920 kc. to 1020 kc., and increase power from 1 KW. to 50 KW.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	Martin C. Newman 104 East Chicago Street Sturgis, Michigan	----	1310	Cons. Permit application amended to request 1310 kc. instead of 950 kc. with 100 watts and Unlimited hrs.
NEW	THOMAS F. HARDINS, trading as The Broadcasting Service Company 69th and Market Streets Upper Darby, Penna.	----	900	Cons. Permit application amended to request 900 kc. instead of 1200 kc., 250 W. (day only) instead of 250 W. day and 100 W. night, and Daytime hours instead of Unlimited.
WDBO	Orlando Broadcasting Co. Inc. 545 North Orange Street Orlando, Florida	1120	----	License to cover Cons. Permit issued 9/19/30 to change equipment.
WCAJ	Nebraska Wesleyan University 51st and St. Paul Street Lincoln, Nebraska	590	----	Mod. of Cons. Permit to change equipment and increase power on C.P. from 250 watts to 500 W. on 590 kc.
NEW	Louis F. Kuester 900 North Main Street West Bend, Wisconsin	----	1310	Cons. Permit to erect a new station to use 1310 kc. 50 watts, and Unlimited hrs.
NEW	Stewart A. Heigold and Cecil M. Johnson 320 - 1st Ave., Yuma, Arizona	----	1500	Cons. Permit application amended to request 1310 kc. instead of 1500 kc, with 100 watts and unlimited hrs.

LAFOUNT DISCUSSES SYNCHRONIZATION

Synchronization will not spell ruin of the local and regional stations, Commissioner Harold A. Lafount declared in a statement this week. "I want to allay any fear that synchronization, or the operation of more than one high-powered station on a single channel, will spell the ruin of the local and regional station," the Commissioner declared. "There will be no monopoly of the wave lengths, as some individuals have predicted, with the advent of synchronization."

RADIO ON TRAINS IN ENGLAND

According to the Department of Commerce a train of the London and North Eastern Railway Company's running from King's Crossing to Leeds has been equipped with broadcasting service. The train, a dining express, will be equipped with receiving apparatus supplying broadcast programs to passengers through headphones.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

January 23, 1931

COPYRIGHT HEARINGS GRANTED

The Senate Patents Committee this week voted to grant the request of the National Association of Broadcasters for a hearing on the Vestal Copyright Bill (H.R. 12549) which has already passed the House. The Committee previously had voted to report the bill favorably without further hearings.

The following telegram was received from Senator C. W. Waterman, chairman of the Committee:

"PHILIP G LOUCKS
MANAGING DIRECTOR NATIONAL ASSOCIATION OF BROADCASTERS
NATIONAL PRESS BUILDING WASHINGTON D C

SENATE COMMITTEE ON PATENTS WILL HOLD HEARINGS ON H R TWELVE FIVE FOUR NINE BEING THE VESTAL GENERAL COPYRIGHT REVISION BILL ON WEDNESDAY AND THURSDAY JANUARY TWENTY EIGHT AND TWENTY NINE INSTANT BEGINNING AT TEN OCLOCK IN THE FORENOON IN ROOM 224 SENATE OFFICE BUILDING STOP HEARINGS WILL BE LIMITED TO THESE TWO DAYS STOP ONE HALF OF THE TIME WILL BE ALLOTTED TO THE REPRESENTATIVES OF THOSE OPPOSING THE BILL OR PORTIONS THEREOF AND THE REMAINING HALF TO THE SUPPORTERS OF THE BILL

C W WATERMAN CHAIRMAN SENATE PATENTS COMMITTEE"

Broadcasters will be represented by officials of the Association, members of the Copyright Committee, and Louis G. Caldwell, special counsel to the Copyright Committee, who will present the case of the broadcasters and offer the amendments designed to safeguard their interests.

NAB COMMITTEES NAMED

President Walter J. Damm, WTMJ, has announced a tentative list of committee appointments for the current year. The list below is complete with the exception of a few additions to be added later.

In making the announcements President Damm said:

"It is hoped that each committee will report at least twice a year. First, for the mid-year directors' meeting; and, second, for the annual meeting."

"It is suggested that each committee chairman notify the managing director of the dates and places of all meetings, and furnish a report for review in the weekly bulletin."

"As the president is an ex-officio member of all committee meetings it is desirable that he be notified of meetings."

"All chairmen are urged to appoint such committees to handle various subjects coming under the jurisdiction of the committee."

"The Commercial Committee has several tasks before it; namely, a subcommittee to meet monthly with the A.A.A.A., studying the problem of coverage based on method of procedure similar to the audit bureau circulation, the single commission problem and the discount problem."

The appointments follow:

ETHICS - Dr. Elliott, WOC-WHO, Chairman; Clark, WLW; Manchester, WAAW; Elwood, WEAF; Seebach, WABC; Fitzer, WDAF; Laughlin, KPO; Church, KMBC; Gluck, WBT; Junkin, KMOX; Swartwout, WCAO.

COMMERCIAL - Carpenter, WPTF, Chairman; Hedges, WMAQ; Shepard, WNAC; Witmer, WEAF; Boice, WABC; Cormier, WOR; Hutchinson, KVOO; Campbell, WHAS; Gammons, WCCO; Kales, KFI; Howlett, WHK; Morency, WTIC; Shaw, WMT; Storey, WTAG; Brunton, KJBS.

AGRICULTURAL - Sessions, WIBW, Chairman; Mullen, WEAF; Stuart, KFAB; Smith, WBBM; Peak, KFJB; Chamberlain, WMC; Cole, KELW; Stiles, WOW; Meyer, KFYR; Manchester, WAAW; Church, KMBC; Bill, WLS; Craney, KGIR; Kadderly, KOAC, Taylor, WBEN.

CONVENTION - Spence, WPG, Chairman.
(Committee subject to appointment by Chairman at time of selection of 1931 Convention).

MEMBERSHIP - Morency, WTIC, Chairman; Russell, WRC; Butcher, WABC; Ore, WLBW; Wooten, WREC; Gluck, WBT; Bill, WLS; Fitzpatrick, WJR; Meyer, KFYR; O. D. Fisher, KOMO; Hubbard, KSTP; Storey, WTAG; Burton, WEEI; Rogers, KNX; Junkin, KMOX.

LOCAL - Thompson, WFBG, Chairman; Peak, KFJB; Blackwell, KTSM; Benson, WIL Hogan, WLBF; Cummins, WRAK. (To be added to by Chairman).

REGIONAL - Shaw, WMT, Chairman; Gettler, WJAR; Webb, WWJ; Ore, WLBW; Wooten, WREC; Zimmerman, KPRC; Church, KMBC; Barnard, KVI; Bridges, WEBC; Perry, WFBM; Melcher, WCSH; Holloway, KFRC.

[illegible]

NAB COMMITTEES NAMED (Continued)

COPYRIGHT - Eastman, WENR, Chairman; Laughlin, KPO; Gluck, WBT; Webb, WWJ; O'Fallon, KFEL; Levy, WCAU; Lowman, WABC; Huber, WBAL; Twamley, WOC; Halley, KMBC; Kay, WSB; Chatterton, KGW; Blackwell, KTSM.

EXECUTIVE - Hedges, WMAQ, Chairman; Russell, WRC; Bellows, WCCO.

ENGINEERING - John V. L. Hogan, Chairman; Horn, WEAF; Cohan, WABC; Chatterton, KGW; Hutchinson, KVOO; Chamberlin, WMC; West, KMOX; Lindsay, WMAQ; Meyer, WGN; Chase, WFAA; Chambers, WLW; Fox, KDYL; Adams, KFSD; Howlett, WHK; Hogan, WLBF.

LEGISLATIVE - Bellows, WCCO, Chairman; Shaw, WMT; Russell, WRC; Butcher, WABC; Harris, WHAS; Clements, WSM; Thompson, WFBG; Lee, KFRC; Lucy, WRVA; McCosker, WOR.

EDUCATIONAL - Judith Waller, WMAQ, Chairman; Elwood, WEAF; Educational Director WLW; Educational Director, WABC; Heggy, WEAO; Campbell, WAPI; Nalder, KWSC; Swartwout, WCAO; Berkeley, WRC.

INCOME TAX INFORMATION

The National Association of Broadcasters has secured from the Valuation Division of the Internal Revenue Bureau for the benefit of its members a schedule of depreciation rates for broadcasting stations. The schedule is not to be regarded as official but may be used as a safe guide in calculating depreciation. Members may secure a copy of the schedule by writing to the Managing Director, NAB Headquarters, National Press Building, Washington, D. C.

DX CLUBS ASK NAB HELP

The DX clubs of the Newark News and the Chicago Daily News, through C. M. Falconer, 414 Water Street, Baltimore, Md. vice president in charge of programs for the Newark club, have asked the assistance of the NAB in carrying on their activities. The thousands of DXers throughout the country are performing an interesting and constructive work and the NAB is pleased to aid in every possible way.

GOVERNOR BROADCASTS FROM OWN STUDIO

Remote control apparatus, connected with WBZ, Springfield, and WBZA, Boston, has been installed in the Executive Offices of Governor John G. Winant of New Hampshire. Governor Winant will broadcast weekly or bi-weekly directly from his office. The Governor made the statement that he heartily endorses radio and considers it to be an intimate and important means of communication.

YOST STILL ON PACIFIC COAST

The hearings being conducted in California by Chief Examiner Yost of the Commission are expected to end this week. Mr. Yost may return to Washington by the end of next week. The high power hearing report cannot be expected for several weeks.

S. C. TAX LAW UNCONSTITUTIONAL

A radio receiving set is a "necessary instrument of interstate commerce" and a state is without power to enact a statute imposing an ordinary property tax on such instruments, it was ruled in a decision handed down this week by the District Court for the Eastern District of South Carolina. The decision was given in the equity suit brought by Station WBT Inc. against the South Carolina Tax Commission (No. 509) and held the statute enacted by the state legislature imposing a tax on receiving sets unconstitutional and void. An interlocutory injunction was granted to restrain the collection of the tax.

The opinion, written by District Judge Ernest F. Cochran and concurred in by U. S. Circuit Judge John J. Parker and District Judge J. Lyles Glann, after holding that the court had jurisdiction and that in the present state of the art all radio communications are interstate commerce, stated:

"Here the plaintiff is engaged in interstate commerce. The value of its business is impaired, and if the amount of the tax should be increased may be destroyed, by unlawful exactions made upon the owners of radio receiving sets. The power to tax is the power to destroy. If the state can levy a small tax, it can lay a tax which would be prohibitive. The direct and necessary result of the imposition of the tax in question is to impair the value of the plaintiff's business and a heavier tax might destroy it entirely."

The tax "cannot be sustained under those cases which hold that the State has a right to impose an ordinary property tax upon property having a situs within its territory and employed in interstate commerce; for here the tax is not a general property tax, but a license tax for the privilege of using an instrument of interstate commerce."

In the case of Whitehurst v. Grimes (21 Fed.(2d)787) it was held that a city, under its inherent police power, was without authority to levy a license tax upon the operation of transmitters because they were instruments to the carrying on of the business of radio communication.

CHAINS GROSS $27,000,000 in 1930

Despite the hue and cry about general business depression, gross income of the National Broadcasting Company and the Columbia Broadcasting System during 1930 amounted to $26,667,391. or an increase of 42 per cent over 1929 revenues, according to Martin Codel, radio editor of the McClure Newspaper Syndicate.

According to Mr. Codel, "gross income to the N.B.C. from time sold to advertisers during 1930 was $20,062,771, an average of about $1,671,148 per month. Columbia's gross income from time sold was $6,704,620, an average of about $558,718 per month." In 1929, the two chains sold time to the value of $18,729,571, showing an increase of 83 per cent over the preceding year.

While no figures are available to show the income from time sold on local stations and smaller networks, the Bureau of Advertising of the American Newspaper Publishers Association estimates the sum spent at from $30,000,000 to $50,000,000, exclusive of talent.

---

63 STATIONS AFFECTED BY ORDER

Sixty-three broadcasting stations, more than 10 per cent of the total number licensed in the United States, are affected by the Commission's General Order No. 103, adopted January 20th.

The first paragraph of the order extends the licenses of all stations, except the 63 specifically mentioned, from January 31st to April 30th.

The licenses of WLBX, KFQU, WJBW, KTSA, WHK, WCGU and KZM were extended for an indefinite period, but not later than March 31st, because of their pending applications heretofore designated for hearing.

Stations KFXY, KGB, KWKH, WJAY, WRUF, WMRJ, WIBR, WJW, WALR, WWL, WHBC, WRBL, WGCM, KRLD, KONO, KFYO, KLRA WLOE and WMBC also received extension of their licenses for an indefinite term, but not later than March 31st, for the reason that these stations are now under investigation.

Stations WBRE, WCLS, WELL, WEVD, WHEC, WKBO, WKBQ, WLTH, WMBJ, WMBQ, WWRL, KBPS, KFUL, KGAR, KGBZ, KMPC, KTNT, KTRH, WNJ, WAIU, WREC and KFQW, had their licenses extended for an indefinite term, but not later than April 30th, for the reason that applications involving these stations have been heard but no decision has yet been reached.

Stations WAWZ, WDRC, WKAQ, WOAX, WDBJ, WGAR, WHP, WACO, WDAG, KGCR, KFVD, KFXJ, KOL, KSEI and KUJ were not granted renewals of their licenses because of failure to file renewal applications in accordance with General Order No. 89.

NAB FILES COPYRIGHT BRIEF

The National Association of Broadcasters, through its counsel, Louis G. Caldwell and Philip G. Loucks, on Monday filed in the Supreme Court of the United States a brief as amicus curiae in the Buck v. Jewell-LaS alle Realty Company cases (Nos. 138 and 139). The case is before the court on certificate from the U. S. Circuit Court of Appeals for the Eighth Circuit and involves the right of a hotel company to receive broadcast programs for the benefit of its guests. The NAB brief argues:

1. The communication, by means of a radio receiving set and one or more loud speakers, of a broadcast musical composition to listeners, is not a performance of the musical composition.

2. If the communication by receiving set is a performance of the musical composition then the broadcaster does not perform publicly.

Members of the Association desiring copies of the brief should communicate with the Washington office immediately. Only a limited number of copies are available and requests will be filled in the order received.

COMMISSION APPROPRIATION BOOSTED

The House Appropriations Committee this week reported to the House the independent offices appropriation bill carrying an appropriation of $465,000 for the Federal Radio Commission for the next fiscal year. This represents an increase of $15,000 over the appropriation for the current fiscal year and is to be used largely for expansion and travelling expenses.

CRAVEN ASKS HEARING ON PLAN

Lieut. Commander T. A. M. Craven, former acting chief engineer of the Commission, who recently resigned from the Navy to enter private practice as a consulting radio engineer, this week submitted to the Commission a comprehensive plan for the improvement of radio broadcasting in the United States. Commander Craven has requested the Commission to hold a public hearing on his plan.

Explaining that the plan is evolutionary ratherthan revolutionary, Commander Craven believes the present situation can be improved by bringing about (a) a clearer understanding of the problem; (b) improvements in the fundamental organization of the broadcast structure; (c) improved technical developments; (d) improvements in legislative policy; (e) improvements in administrative policy; (f) improved management.

The plan may be summarized as follows:

(1) Adopt an administrative and legislative policy which will encourage the organization of radio broadcasting facilities conforming to the political, social, economic and geographical organization of the nation.

(2) In order to facilitate fundamental organization improvements in broadcasting, Congress should amend the present law. Definite suggestions for such a law are contained in this brief under the heading "Improvements in Legislative Policy."

(3) Congress should appropriate funds to carry out experiments with regard to precise frequency control and sky wave repression antenna.

(4) The Department of State should negotiate a more permanent and satisfactory arrangement relative tothe use of broadcast frequencies with Canada, Mexico, Cuba and other North American nations.

(5) The Federal Radio Commission should require higher engineering standards on the part of licensees and should encourage the adaptation of synchronization, precise frequency control, high percentage low level modulation and sky wave repression antenna.

(6) The Federal Radio Commission should adopt the "bloc" principle of frequency allocation.

(7) The Federal Radio Commission should adopt a more accurate system of evaluation of radio frequency assignments.

(8) The Federal Radio Commission, after having established an accurate evaluation system and adopted higher standards of engineering, should increase the number of stations by taking advantage of the closer geographical separations made possible as the result of such improvements.

(9) The Secretary of Commerce should collect data and publish information as to the following:

(a) The relation between the service area of a broadcasting station and the trade area of the community in which the station is located.

(b) The effect on the service area of new technical developments of radio.

(c) Economic organization of broadcast stations.

(10) Every broadcaster should familiarize himself thoroughly with the details of all of the issues involved in broadcasting, and should then arrive at some basis of cooperation in the interest of the entire public.

(11) All receiver manufacturers should give added attention to the selectivity characteristics of receivers and to this end, if cooperation is not forthcoming, the Department of Commerce should publish the characteristics of all types of receivers manufactured for general sale to the public.

(12) Federal authorities should give consideration to the practicalities of widening the band of frequencies now available for broadcasting, and should endeavor to make negotiations with foreign nations with respect thereto.

At the request of Commander Craven, the entire report has been turned over to the Engineering Committee of the NAB for study.

LABOR RESOLUTION PRESENTED

Senator Brookhart of Iowa, inserted in the Congressional Record this week a resolution adopted by the American Federation of Labor requesting Congress to set aside three channels for the use of the Labor, Interior and Agriculture Departments. Senator Glenn of Illinois, earlier in the session, introduced a bill embodying the request of the Labor organization.

The Senate also has before it the bill introduced by Senator Fess providing that 15 per cent of all broadcast channels be set aside for the exclusive use of educational institutions.

While there is little hope for the passage of either of these bills during the present short session, it is rumored here that the Labor organization has the pledges of 90 per cent of the members of the next Congress to support its move.

SMOOT INTRODUCES BILL

Senator Smoot of Utah introduced an amendment to the copyright revision bill providing that "No owner or operator of any broadcasting station, hall, or other place and no sponsor of any program broadcast for hire, shall be deemed to infringe any copyright on account of the broadcasting or performance of any copyright work by any independent contractor from or in such station, hall, or other place, or in connection with such program." The bill also exempts charitable, educational and religious broadcasts from infringement. The bill would limit the term of copyright to 17 years.

MANAGING DIRECTOR NAMED ON COMMITTEE

The Managing Director of the NAB has been named as a member of the Committee on Convention preparing for the participation of the United States Government in the International Radiotelegraph Conference to be held in Madrid in 1932. The Managing Director has been assigned tothe committee studying allocations and will represent the interests of broadcasters.

SERVICE BUREAU BEING ORGANIZED

A Service Bureau, which has as its purpose keeping all members of the Association advised of the receipt of all applications and actions of the Commission affecting their assignments is now being organized. The Bureau is in charge of Eugene V. Cogley, assistant to the Managing Director, who was formerly a member of the engineering staff of the Federal Radio Commission. This service will supplement the weekly Bulletin and will keep members promptly informed of each specific application and action affecting their interests.

BATCHELLER SEES IMPROVEMENT

Arthur Batcheller, travelling supervisor of radio of the Commerce Department's Radio Division has returned from a trip through the West and Southwest and has found that "because of increased carrier stability, frequency adherence and program improvement, radio broadcasting in the United States was never in a better condition. The report states "there are too many broadcasting stations being operated in the United States."

Batcheller's report reviews the work being performed by the Radio Division in checking stations and has found that largely due to this work objectionable interference is being minimized.

"There is every evidence," the report states, "that the good-will built up over a period of 18 years between the Department of Commerce through the Radio Inspection Service, and the radio industry and general public is still present. It is also apparent that radio legislation is considered to be one of the most important legislative matters now before Congress." The inspection service, it is claimed, is 60 per cent undermanned.

KWKH DRAWS ADVERSE REPORT

The application of the Hello World Broadcasting Corporation (Station KWKH) Shreveport, La. for an increase from 10 to 30 kw in power and from sharing with Station WWL to unlimited, should be denied by the Commission, Examiner Pratt recommended in a report this week. The report states that W. K. Henderson has used the station primarily as his "personal mouthpiece"; that much of the language used is "inimical to the moral and esthetic development of the youth of America"; that the station "is not devoted to a public but a private service"; and that the primary object is the "solicitation and accumulation of money." During the present week the Commission, in General Order No. 103, named KWKH as one of 19 stations being investigated.

[illegible] ALLOCATION BOARD [illegible] FREQUENCIES

The Executive Director of the NAB has been named as a member of the Committee [illegible] preparing for the participation of the United States Government in [illegible] International Radiotelegraph Conference to be held in Madrid in 1952. The [illegible] Director has been assigned to the committee studying allocations and will [illegible] the interests of broadcasters.

SERVICE BUREAU TRAIN ORGANIZED

A Service Bureau, which has as its purpose keeping all members of the Association informed of the results of all negotiations and actions of the Commission [illegible] has been established. The Bureau is in charge of [illegible] their assignments is now being organized. [illegible] Director, who was formerly a member of [illegible] Co.Inc. assistant to the Managing Director. This service will [illegible] the membership staff of the Federal Radio Commission. [illegible] weekly bulletin and will keep members promptly informed of each specific [illegible] action and action affecting their interests.

RADIO-TV ORGS INVOLVED

Arthur Hendelman, consulting engineer of radio of the Defense Communications Agency, [illegible] has returned from a trip through the East and Southwest and the [illegible] Division has received word that security, frequency adherence and [illegible] that "Progress of increased security stability, frequency adherence and [illegible] improvement, radio broadcasting in the United States has been in a better condition [illegible] the world where "there are too many broadcasting stations being operated in the United States."

Hendelman's report revealed the work being performed by the Radio Division in [illegible] stations and has found that largely due to this work objectionable interference is being eliminated.

There is every evidence, the report states, "that the Commission will hold up [illegible] a period of 12 years between the Department of Commerce through the Radio Division [illegible] Service, and the radio industry and general public is still present. It [illegible] is also evident that radio interference is considered to be one of the most important [illegible] that radio interference continues, it is [illegible] and [illegible] radio [illegible], is 50 per cent [illegible].

[illegible] REPORT

The application of the Radio Broadcasting Corporation (Station [illegible]) [illegible], for an increase from 10 to 50 kw is [illegible] from [illegible] station TRB to radiated, should be denied by the Commission, Examiner Elmer [illegible] recommended in a recent this week. The report states that R. E. Thompson has [illegible] the station interfering at the Federal Communications Commission [illegible] "is a licensed to the naval and atomic interference of the point of Bermuda; and that the [illegible] station TRB not denied to a public but a private nuisance"; and that the [illegible] station TRB not denied to a public but a private nuisance." Further, the [illegible] report in the "radiation and accumulation of money." [illegible] the Commission, in General Order No. 102, based [illegible] on one of its stations being [illegible].

ACTION ON EXAMINERS' REPORTS

The following action on Examiners' Reports was taken by the Commission during the current week.

WHEC-WABO Rep. #49	Hickson Electric and Radio Corp., Rochester, N.Y.	Granted renewal of License, 1440 kc, 500 Watts, divides with WOKO; sustaining Examiner Pratt.
WMBQ Rep. #50	Paul J. Gollhofer, Brooklyn, N.Y.	Granted Ren. of Lic. 1500 kc, 100 watts, divides with WCLB, WWRL, WLBX; sustaining Examiner Pratt.
New Rep. #47	William S. Walker Pittsburgh, Pa.	Granted C.P. 1500 kc, 100 watts, unltd. time, sustaining Examiner Pratt.
KTBH Rep. #54	The Rice Hotel Houston, Tex.	Granted Ren. of License, 1120 kc, 500 w. Divides with WTAW; sustaining Examiner Pratt.
KBPS Rep. #46	Benson Polytechnic School Portland, Oregon	Granted Ren. of Lic. 1420 kc 100 watts, 1/4th time, sharing with KXL; sustaining Examiner Yost.
WMBJ Rep. #47	Rev. John W. Sproul Pittsburgh, Pa.	Denied renewal of license to operate on 1500 kc. 100 watts, unltd. time; sustaining Examiner Pratt.

REGIONAL GROUP ASKS SYNCHRONIZATION

Applications have been received by the Commission requesting authority to conduct synchronization tests on the regional frequency of 1430 kilocycles for a one year period. WHEC-WABO, Rochester, New York, WOKO, Albany, New York, WBAK, WHP, Harrisburg, Pennsylvania, and WCAH, Columbus, Ohio, are the stations seeking authority to conduct these tests, using the matched crystal method. The applicants are now assigned to the frequencies of 1430 and 1440 kilocycles and due to their close geographical separation, they claim their listeners are experiencing considerable interference due to cross talk. [illegible] However, the applicants propose to use the same programs, and it is claimed that such simultaneous operation will alleviate the present cross talk, and result in general betterment of receiving conditions within the service areas of the applicant stations.

WHITE INTRODUCES RADIO BILLS

Congressman White, Senator-elect from Maine, on Thursday introduced in the House four bills (H.R. 16474, 16475, 16476, 16477) designed to carry out the recommendations of the Commission contained in its last annual report. The bills would amend Sections 2, 4, 9 and 14 of the Radio Act of 1927. The most important bill would give the Commission power to suspend licenses under certain conditions.

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
WNBR	Memphis Broadcasting Co. Memphis, Tenn.	Granted C.P. to change transmitter location locally in Memphis, install new eqpt. increase max. rated power of eqpt. from 700 w. to 1KW.
WGN WLIB	The Tribune Company Chicago, Ill.	Granted C.P. to make change in eqpt.
WCRW	Clinton R. White Chicago, Ill.	Granted C.P. to make changes in eqpt. reducing max. power output from 250 to 100 watts, and install automatic freq. control.
WBZ	Westinghouse E. and M. Co. Boston, Mass.	Granted Mod. of C.P. to extend completion date to Feb. 28, 1931.
WDBO	Orlando Brdcstg. Co. Inc. Orlando, Fla.	Granted License authorizing change in eqpt; 1120 kc, 500 w. night 1 KW LS, half time.
WLEX	Carl S. Wheeler D/B as Lexington Air Stations Lexington, Mass.	Granted Consent to Vol. Assign. of Lic. to Bay State Broadcasting Corp.
WRDW	Warren C. Davenport's Musicove, Inc., Augusta, Ga.	Granted consent to Vol. Assign. of Lic. to Musicove, Inc.
WMC	Memphis Commercial Appeal, Inc. Memphis, Tenn.	Granted Involuntary Assign. of License to Paul Dillard and Enoch Brown, Jr., as receivers.
WCAZ	Robert E. Compton & Walter H. Tanner, D/B as The Superior Broadcasting Serv. Carthage, Ill.	Granted Consent to Vol. Assign. of C. P. to Superior Broadcasting Service, Inc.
KPSN	Pasadena Star-News Publ. Co. Pasadena, Calif.	Granted auth. to install automatic freq. control.
WISN	Evening Wisconsin Co. Milwaukee, Wis.	Granted auth, to use an auxiliary transmitter at same location as main transmitter.
WABZ	Coliseum Place Baptist Church New Orleans, La.	Granted authority to install automatic frequency control
KLPM	John B. Cooley, Minot, N. D.	Granted license authorizing change in equipment.
KMTR	KMTR Radio Corporation. Los Angeles, Calif.	Granted C.P. to move studio and transmitter - install new equipment

APPLICATIONS GRANTED (CONTINUED)

The following applications were granted to make changes in equipment to conform to the terms of General Orders 91 and 97;

CALL	NAME OF APPLICANT	NATURE OF ACTION
KWJJ	KWJJ Broadcast Co, Inc. Portland, Oregon.	Granted C.P. to make changes in equipment to conform to General Orders 91 & 97.
KFJB	Marshall Electric Co., Inc. Marshalltown, Iowa.	" " " " "
KPCB	Wescoast Brdcstg. Co. Seattle, Wash.	" " " " "
KGJF	First Church of the Nazarene Little Rock, Ark.	" " " " "
KGKB	Eagle Publishing Co. Brownwood, Texas	" " " " "
WFOX	Paramount Broadcasting Corp. Brooklyn, N. Y.	" " " " "

REHEARING ASKED IN WHAM CASE

The Commission this week asked the Court of Appeals of the District of Columbia to grant a rehearing in the case of Stromberg-Carlson Telephone Manufacturing Company v Commission which was decided against the Commission on January 6. The case involved the validity of the Commission in proposed clear channel shift in General Order No. 87.

KOMO WINS FIRST ROUND

A petition filed by the Commission asking the Court of Appeals of the District of Columbia to dismiss the appeal of Station KOMO, Seattle, Wash., was denied by the court this week. The Seattle station appealed from a decision of the Commission denying its application for a construction permit to change its frequency to 970 kc, now assigned to Station KJR, Seattle, Wash., and to increase its power to 5 kw. The Commission alleged that Section 16, as amended, does not provide an appeal from refusal of a construction permit.

PROCEEDINGS BEING PRINTED

The NAB this week arranged for the publication of the proceedings of the eighth annual convention of the Association at Cleveland, Ohio, November 17, 18 and 19. Copies will be ready for distribution within the next few days. One hundred copies have already been sold.

APPLICATIONS RECEIVED

CALL LETTERS	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WEAI	CORNELL UNIVERSITY University Campus, Ithaca, N.Y.	1270	----	Mod. of License to change power assignment from 500 W. with an add'l 500 W. on experimental basis to 1 KW. (without exp.clause) and hours of operation from Daytime to Daytime and occasionally after midnight.
WGAL	WGAL, INCORPORATED 8-10 West King St., Lancaster, Penn.	1310	1340	Cons. Permit to change frequency from 1310 kc. to 1340 kc., power from 100 W. to 500 W., hours from sharing with WRAW to Unlimited and change equipment.
KTHS	HOT SPRINGS CHAMBER OF COMMERCE (Scott D. Hamilton, Sect-Mgr.) 135 Benton St., Hot Springs, Ark.	1040	----	License to cover Cons. Permit issued 10/14/30 to change equipment.
WBIG	NORTH CAROLINA BROADCASTING CO. INCORPORATED O.Henry Hotel, Greensboro, N.C.	1440	1240	Mod. of License to change frequency from 1440 kc. to 1240 kc. with Unlimited hours of operation.
NEW	NEW PHILADELPHIA BROADCASTING Co. (R.C.Hefling, Pres.), 112-114 Fair Ave., N. E., New Philadelphia, Ohio.	----	1370	Cons. Permit to erect a new station to use 1370 kc., 100 watts and Unlimited hours.
NEW	KIRK JOHNSON & COMPANY 16-18 W. King St., Lancaster, Penna.	----	1000	Cons. Permit to erect a new station to use 1000 kc., 1 Kilowatt and Daytime until sunset at Des Moines, Ia.
WOBU	WOBU, INCORPORATED Ruffner, Hotel, Charleston, W. Va.	580	----	Amended to request authority to locate transmitter at 4 miles S.W. of Charleston, W. Va. instead of Daniel Boone Hotel, Charleston, W.Va.
WQDX	STEVENS LUKE 135 East Jackson St. Thomasville, Georgia	1210	----	Cons. Permit to change equipment and increase power from 50 W. to 100 W. night and 250 W. day on 1210 kc.
NEW	STEWART A. HEIGOLD and CECIL M. JOHNSON 320 1st Ave., Yuma, Arizona	----		Cons. Permit application amended to request different equipment.
NEW	PAUL R. HEITMEYER Lewiston, Idaho	----	1200	Cons. Permit to erect a new station to use 1200 kc., 100 W., and Unlimited hours.
WGAR	THE WGAR BROADCASTING COMPANY Hotel Statler, Cleveland, Ohio	1450	----	Mod. of Cons. Permit to extend commencement and completion dates to 1/20/31 and 4/20/31 respectively.

APPLICATIONS RECEIVED (Cont'd)

CALL LETTERS	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WCKY	L. B. WILSON, Inc. 6th & Madison Aves., Covington, Kentucky	1490	----	Mod. of License amended to request Unlimited hours on 1490 kc. instead of to request 6/7 time sharing with WORD. Station at present uses 4/7 time, sharing with WCHI, WJAZ, and WORD.
WFAN	KEYSTONE BROADCASTING COMPANY Broad & Fairmont Aves.,Phila., Pennsylvania	610	----	Cons.Permit to move studio to 8th & Market Sts., and to use WIP's transmitter at 9th & Market Sts., Phila.
WFAN	KEYSTONE BROADCASTING COMPANY Broad & Fairmont Aves.Phila.,Pa.	610	----	License to cover Construction Permit listed above.
KGBZ	DR. GEORGE R. MILLER 715 Grant Ave., York, Nebraska	930	----	Mod. of License to change hours of operation from sharing with KMA to Limited time on 930 kc.
WCAL	ST. OLAF COLLEGE Administration Bldg.,Northfield, Minnesota.	1250	----	Cons. Permit to change equipment.
KPQ	WESCOAST BROADCASTING COMPANY 1st & Wenatchee Sts.,Wenatchee Washington.	1500	----	Cons. Permit to change equipment.
WEEI	THE EDISON ELECTRIC ILLUMINATING COMPANY OF BOSTON 182 Tremont St., Boston, Mass.	590	----	Cons. Permit to install new equipment and increase power from 1 KW.to 5 KW. on 590 kc.
NEW	AROOSTOOK BROADCASTING CORP. Mars Hill, Maine	----	1020	Cons. Permit to erect a new station to use 1020 kc.,125 watts, and Unlimited hours.
WMRJ	PETER J. PRINZ 146-10 Jamaica Ave.,Jamaica,N.Y.	1210	----	Cons. Permit to move transmitter and studio from 146-10 Jamaica Ave.to 162-14 Jamaica Ave.,Jamaica, N.Y.
WNBO	JOHN BROWNLEE SPRIGGS Silver Haven, Pa.	1200	----	Cons.Permit to change equipment and increase power from 100 watts to 100 watts night and 250 watts day on 1200 kc.
NEW	E. A. FITZGERALD 612 Main St., Natchez, Miss.	1500	----	Cons. Permit to erect a new station to use 1500 kc.,100 watts and Unlimited hours.
WHB	WHB BROADCASTING COMPANY 12th & Baltimore Sts., Kansas City, Missouri	860	1120	Mod.of License to change frequency from 860 kc. to 1120 kc.,increase power from 500 watts to 1 KW.,and change hours of operation from Daytime to Unlimited.
WOW	WOODMEN OF THE WORLD LIFE Insurance Association Farnum at 14th,Omaha,Nebraska	590	----	Cons.Permit to change equipment and increase power from 1 KW. to 5 KW. on 590 kc.
WKBF	INDIANAPOLIS BROADCASTING INC. 540½ North Meridian St., Indianapolis, Indiana	1400	----	Cons.Permit to change equipment and increase power from 500 watts to 1 KW.on 1400 kc.

APPLICATIONS RECEIVED (Cont'd)

CALL LETTERS	NAME OF APPLICENT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
KGFW	OTTO F.SOTHMAN & ROY H. McCONNELL, 323 Grand Ave. Ravenna, Nebraska	1310	----	Cons. Permit to change equipment.
KFMX	CARLETON COLLEGE College Campus,Northfield,Minn.	1250	----	Cons. Permit to change equipment.
KFRU	STEPHENS COLLEGE (James M. Wood, President) Broadway, Columbia, Missouri	630	----	Cons.Permit to change equipment.
KGKY	HILLIARD COMPANY, INC. 1713 Broadway,Scottsbluff, Nebraska.	1500	----	Cons.Permit to move studio and transmitter from 1713 Broadway to 1517 Broadway,Scottsbluff, Nebraska.
KOIN	KOIN, INCORPORATED Broadway & Salmon St.,Portland, Oregon	940	----	Mod.of License to increase power from 1 KW. to 5 KW. on 940 kc.
KOIN	KOIN, INCORPORATED Broadway & Salmon St.Portland, Oregon	940	----	Cons.Permit to make changes in equipment and increase power from 1 KW.to 5 KW.on 940 kc.
NEW	HARRY BYRON LEE 405 E.Elm St.,Lamar,Colorado.	----	1310	Cons.Permit to erect a new station to use 1310 kc.,50 watts, and Daytime hours.
KSMR	SANTA MARIA RADIO Jones & McClelland Sts. Santa Maria, California	1200	----	Cons.Permit to move transmitter and studio from Santa Maria to Bakersfield,Calif.,install new equipment.
WHEC-WABO	HICKSON ELECTRIC & RADIO CORP. 40 Franklin St.,Rochester,N.Y.	1440	1430	Mod.of License to change frequency from 1440 kc. to 1430 kc.,and increase hours of operation from sharing with WOKO to Unlimited.
NEW	JOHN H.DOANE & HAROLD E.DOANE D/B as Stamford Broadcast Service Cor.Bedford & Roxbury Rds., Stamford, Connecticut	----	930	Cons.Permit application amended to request a change in name of applicants from Paul C. Brown and Harold E. Doane to John H. Doane and Harold E.Doane, to request 930 kc.,instead of 630 kc.and 500 watts instead of 250 watts with Unlimited hrs.
WLIT	LIT BROTHERS 8th & Market Sts.,Phila.,Penn.	560	----	Cons. Permit to install new equipment.
WOAI	SOUTHERN EQUIPMENT COMPANY 1028 Navarro St.,San Antonio, Texas.	1190	----	License application amended to cover direct crystal control in equipment.
WCAZ	SUPERIOR BROADCASTING SERVICE,INC. 97½ S.Adams St.,Carthage,Illinois	1070	----	License to Cover Cons.Permit to install a new transmitter.
KRE	1ST CONGREGATIONAL CHURCH OF BERKELEY 2345 Channing Way,Berkeley,Cal.	1370	----	Request for authority to voluntarily assign license to the COMMUNITY BROADCASTING Corporation, LTD.
KDB	DWIGHT FAULDING 17 East Haley St., Santa Barbara Calif.	1500	----	Cons. Permit to change equipment.
KJBS	JULIUS BRUNTON & SONS COMPANY 1380 Bush St.,San Francisco,Calif.	1070	----	Cons. Permit to install a new transmitter.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WFAN	KEYSTONE BROADCASTING CO., Broad & Fairmount Ave., Phila., Pa.	610	----	Mod. of License to use WIP's transmitter at 9th & Market Sts., Phila., and move studio to 8th and Market Sts. This application supersedes 2-P-B-1942 and 2-L-B-486.
NEW	WARREN C. DAVENPORT Route 3, Sand Bar Ferry Road, Augusta, Georgia	1200	----	Cons.Permit to erect a new station to use 1200 kc., 100 watts, and 8 hours daily.
WIBA	THE CAPITAL TIMES COMPANY 111 King St., Madison, Wis.	1280	----	Mod. of License to increase power from 500 W. to 1 KW. on 1280 kc.
KGIW	LEONARD E. WILSON 328 No. Commercial Street, Trinidad, Colorado	1420	----	Request for authority to voluntarily assign license to THE CHIEFTAIN PRINTING COMPANY
KUJ	PAUL R. HEITMEYER 1346-14th Ave., Longview, Washington.	1370	----	License cover issued 11/11/30 move transmitter and studio from Longview, to Walla Walla, Washington, and change frequency from 1500 kc. to 1370 kc. with ½ time.
NEW	B. E. GAMBLE Marrland, Santa Susana, Calif.	1380	----	Cons. Permit to erect a new station to use 1380 kc., 100 watts, and Unlimited hours.
KMTR	KMTR RADIO CORPORATION 1025 North Highland Ave., Los Angeles, California	570	----	Cons. Permit to move transmitter and studio install new transmitter, and increase power from 500 watts to 1 KW, on 570 kc.
WHEC-WABO	HICKSON ELECTRIC & RADIO CORP. 40 Franklin St. Rochester, N.Y.	1440	----	Request for authority to install Automatic Frequency Control
WDBJ	RICHARDSON-WAYLAND ELECTRICAL Corporation, Kirk Ave. & Jefferson St., Roanoke, Va.	930	----	License to cover Cons. Permit issued 12/5/30 to change equipment
WKZO	WKZO, INCORPORATED College Ave., Kalamazoo, Mich.	590	----	Cons. Permit to move transmitter from Berrien Springs, Mich., to Parchment, Mich. and studio,Kalamazoo,Mich.

[illegible]

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
KGNO	DODGE CITY BROADCASTING CO., INC., Dodge City, Kansas, Cor. 2nd Ave. & Spruce St.	1210	----	Cons.Permit application amended to request 1210 kc. (present frequency) instead of a change to 1120 kc. and request 100 watts night and 250 W. LS. instead of 500 watts day and 250 watts night.
KHQ	LOUIS WASMER, INC. Sprague Ane. & Post St., Spokane, Washington	590	----	Mod. of License to increase power from 1 KW. night and 2 KW. LS. to 5 KW. on 590 kc.
WCLB	ARTHUR FASKE Franklin Hotel, Long Beach,N.Y.	1500	----	Mod. of Cons. Permit to change location of transmitter and studio from 409 Rockaway Ave., Brooklyn to 1525 Pitkin Ave., Brooklyn, N.Y.
WOKO	WOKO, INCORPORATED Poughkeepsie, New York	1440	1430	Mod. of License to change frequency from 1440 kc. to 1430 kc., and hours of operation from sharing with WHEC-WABO, to synchronizing unlimited time with WCAH WHEC, WHP, WBAK, basis for one year.
NEW	WINTERS JONES & HUGH H. JONES, Jr., N. W. Edmondson & Swan Ave., Baltimore, Md.	1320	----	Cons. Permit application amended to request 1320 kc. instead of 1210 kc., and 250 watts instead of 100 W., with Daytime hours.
WRAX	WRAX, BROADCASTING COMPANY 1608 West Allegheny Ave., Philadelphia, Pa.	1020	----	Mod. of Cons. Permit to change equipment and Increase power from 250 watts to 1 KW. on 1020 kc.
WDAG	NATIONAL RADIO & BRDCSTG. CORP. 400 East 4th St., Amarillo, Texas.	1410	----	License to cover Cons. Permit issued 5/12/30 to move transmitter from 605 East Fourth St., Amarillo, Texas to Tri State Fair Park, Amarillo, Install new equipment, and increase power from 250 W.to 1 KW. on 1410 kc.

[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]

BROADCASTERS' NEWS BULLETIN
Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields
Issued by
THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

January 31, 1931

MEMORANDUM TO ALL ACTIVE MEMBERS

There have been so many requests for the brief filed in the Supreme Court of the United States by the National Association of Broadcasters in the cases of GENE BUCK, AS PRESIDENT OF THE AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS, ET AL. v. JEWELL-LA SALLE REALTY COMPANY (Nos. 138 and 139) that it was necessary to have an additional supply printed. We are, therefore, able to send a single copy to each member of the Association.

We hope you will give careful study to the questions of law discussed in the brief.

The Court will probably hear arguments in the case in the near future and a decision is expected in the Spring.

The aggressiveness of your Association is indicated by the work it is performing in connection with the question of copyright both in the Congress and in the Courts.

No one familiar with the general broadcasting situation,as it exists today, can dispute the imperative need for a single, aggressive organization of broadcasting stations. The National Association of Broadcasters is filling this need. But we need members. The strength of the Association is dependent upon the size of its membership.

Every member should assume the task immediately of inducing other stations, not now members, to join. The future of broadcasting, its stability, and the correction of evils which have grown up depend upon the organized strength of broadcasters through the National Association of Broadcasters.

NATIONAL ASSOCIATION OF BROADCASTERS

PHILIP G. LOUCKS, MANAGING DIRECTOR.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

January 31, 1931

SENATE HEARS BROADCASTERS' ARGUMENTS

Hearings on the Vestal copyright bill, which has already passed the House, were held by the Senate Patents Committee during Wednesday and Thursday of this week.

Opponents of the measure in its present form were heard on Wednesday and proponents were given a hearing Thursday. Numerous amendments were suggested by both sides during the two-day hearing which was presided over by Senator Waterman of Colorado.

The arguments of broadcasters were presented by William S. Hedges, WMAQ, Chicago, Illinois, and Louis G. Caldwell, special counsel to the Joint Copyright Committee of the National Association of Broadcasters. Mr. Hedges, who is chairman of the Executive Committee of the NAB, outlined the broadcasters' objections to the measure in its present form and he was followed by Mr. Caldwell who presented some nineteen amendments designed to give the broadcasters the protection they are seeking. Several amendments were of a minor nature while the principal ones went to the requirement for registration of copyright and the damages collectable for innocent infringement. Because of the limitation upon time, Henry A. Bellows, chairman of the NAB Joint Copyright Committee, conceded his time to other witnesses and was given permission to file a written statement setting forth his remarks.

Much of the hearing time was consumed with the presentation of amendments of a more or less technical nature and nearly every witness, for and against the measure, had suggestions for amendment to the bill.

The necessity for a copyright bill at this time, proponents of the measure argued, is based upon the fact that the present law must be changed if the United States is to enter the International Copyright Union. The change must take place before August, it was argued. Furthermore, the United States must provide for automatic copyright or be denied entrance into the Union.

The present copyright situation now faced by broadcasters was explained in detail to the Committee and the dangers to which the industry would be exposed if the present bill became law was also stressed by speakers for broadcasters.

No attempt will be made in this Bulletin to detail the amendments offered by the NAB since most of them followed out the questions discussed in the pamphlet prepared by the NAB and sent to all broadcasters. The principle of automatic copyright was opposed because the bill does not provide for registration and notice before suit for infringement. The damage sections, as they relate to innocent infringement, are considered entirely too drastic in the bill as it now stands and amendments were offered to change these in conformity with the views of broadcasters.

The measure, as it now stands, is a compromise bill and undoubtedly many changes will be made before it is reported by the Senate Patents Committee. The bill will likely be reported to the Senate next week.

There is little likelihood that the bill will be permitted to pass unless broadcasters are given the same treatment as other interests affected by the measure.

Senator Clarence C. Dill, Washington, led the fight for the broadcasters. His comprehensive understanding of the problems of broadcasters enabled him, throug questioning, to bring out for the benefit of the committee, the reasons underlying the objections of broadcasting interests. He was alert to the copyright problem as it affects the broadcaster and served notice publicly that unless the bill was so amended to protect their interests, it would not be permitted to pass during the present session of Congress which has four and one-half weeks to live.

Among those who appeared against the bill in its present form were: Carl Fenning, Washington patent lawyer; Oswald Schuette, Radio Protective Association; E. C. Brockmeyer, counsel for the National Association of Retail Druggists; A. Julian Brylawski, representing the Motion Picture Theater Owners of America; H. E. Capehart, representing the automatic phonograph manufacturers; and the National Association of Broadcasters. In addition to Messrs. Hedges, Bellows and Caldwell, the following NAB representatives were present: Walter J. Damm, president Paul W. Morency, treasurer; Harry C. Butcher, member of the Legislative Committee; and Philip G. Loucks, managing director.

Those who appeared in favor of the measure were as follows: William Hamilton Osborne, counsel for the Authors' League; Mr. Melcher, American Book Publishers; Otto C. Wierum, New York City Bar Association; Lewis E. Swarts, Paramount-Publix; Arthur Weil, motion picture producers and distributors; McDonald DeWitt, Conde-Nast Publications; Carl Cannon, magazine publishers; Gene Buck, American Society of Composers, Authors and Publishers; Chester T. Crowell, magazine writer; and Thorvald Solberg, Library of Congress. Representatives Albert H. Vestal and Fritz G. Lanham, chairman and minority member, respectively, of the House Committee on Patents were present and took part in the questioning.

- - - -

[illegible] in the Bulletin to detail the amendments offered by the NAB and the National and the questions discussed in the pamphlet prepared by the NAB and sent to all broadcasters. The principle of automatic copyright was opposed because the bill does not provide for the licensing and notice before suit for infringement. The damage sections, as they relate to innocent infringement, are materially modified in the bill as it now stands and broadcasters were offered to assume there is considerably with the views of broadcasters.

The measure, as it now stands, is a compromise bill and undoubtedly many changes will be made before it is reported by the Senate Patents Committee. The bill will likely be reported to the Senate next week.

There is little likelihood that the bill will be permitted to pass unless broadcasters are given the same treatment as other interests affected by the measure.

Senator Clarence C. Dill, Washington, led the fight for the broadcasters. His comprehensive understanding of the problems of broadcasters proved invaluable. Mr. Dill did not for the benefit of the committee, the reasons underlying the objections of broadcasting interests. He was alert to the urgent problem as it affects the broadcasters and served notice publicly that unless the bill was so amended to protect their interests, it would not be permitted to pass during the present session of Congress which has four and one-half weeks to live.

Among those who appeared against the bill in its present form were: Carl Ferenbach, Washington patent lawyer; Donald Sobelle, Radio Protective Association; H. O. Brockmeyer, counsel for the National Association of Retail Druggists; A. Dallas Dwinnell, representing the Motion Picture Theater Owners of America; E. E. Chambers, representing the National Phonograph Manufacturers; and the National Association of Broadcasters. In addition to Messrs. Sobelle, Dill and Caldwell, the following NAB representatives were present: Walter J. Dean, president; Paul F. Harvey, treasurer; Harry C. Kopp, member of the legislative committee and Philip G. Loucks, executive director.

Those who appeared in favor of the measure were as follows: William Lewis Cahoone, counsel for the Authors' League; Mr. Kelsey, Harriman Ripley & Brown; Otto C. Wilson, New York City for associations; Louis C. Graves, Performing Rights Society; motion picture producers and distributors; McDonald Fitzgerald, Motion Picture Distributors; Carl Lemon, representing musicians; Sam Ewing, American Society of Composers, Authors and Publishers; Charles T. Connell, representing the Free Music Society, Library of Congress. Representatives Albert H. Vestal and Sirovich, Lambeth, chairman and minority member, respectively, of the House Committee on Patents were present and took part in the proceedings.

COUZENS INTRODUCES BILLS

Senator James Couzens this week introduced in the Senate four bills which are companion measures to the ones introduced in the House last week by Representative Wallace H. White of Maine.

The most important of these measures is the one giving the Commission authority to suspend a station for violation of rules and regulations. If this measure is enacted the public, which has no means of protecting itself, would be deprived of radio service for the wrongdoing of the station licensee.

Another of these measures excludes the territories and possessions of Virgin Islands, Porto Rico, Alaska, Guam, eastern Samoa and the Hawaiian Islands from the five radio zones thereby adding to the total facilities due the first and fifth zones under the Commission's quota system.

A third bill clarifies the allocation of facilities to the five zones and provides for the licensing of stations for 90-day periods on borrowed channels while a fourth gives the Commission authority to compel the lighting of radio towers.

An effort will be made to secure action on these measures during the present session.

NBC REPORTS INCREASED REVENUE

The annual report of M. H. Aylesworth, president of the National Broadcasting Company, made public this week, states that the gross revenue of his company in 1930 was in excess of $22,000,000 with 263 sponsors. The gross revenue for 1929 was approximately $15,000,000. The number of fan letters jumped from one million to two million. The company's personnel, exclusive of artists and musicians, last year was nearly double the staff of two years ago. The report reviews the activities of the company for the year, citing among technical developments the perfection of synchronization and its application to two broadcast transmitters.

ILLITERATES PREFER SERMONS

Illiterate people in the United States prefer sermons to other types of radio entertainment, according to a report of a survey conducted by H. Robinson Shipherd, president of Lincoln Memorial University of Tennessee, and made public by Secretary Wilbur. People who cannot read or write desire to possess radio sets. After sermons they prefer the National Farm and Home Hour and thirdly, business talks and news flashes.

JOLLIFFE REPORTS CLEAR CHANNEL RECEPTION

The complaints received in connection with interference reported to the reception of K W K H, Shreveport, La. from various parts of the United States, in many instances show there is not a clear understanding of what is to be expected from an assignment such as that used by the Shreveport station. These statements were very forcibly presented this week to the Commission in a lengthy report by Chief Engineer C. B. Jolliffe, of the Commission.

After completing an exhaustive survey of the reports which have come to the Engineering Division from Supervisors of the Department of Commerce from all parts of the country, Dr. Jolliffe concludes his statement with the opinion that in every case of reported interference to station K W K H, it is believed that they would be found to be due to one or more of the following reasons: "(a) Receiving sets of poor design; (b) Improperly operated receiving sets; (c) Receiving sets in need of repairs (d) Over-estimation of the capability of the receiving set; (e) Location too close to a transmitting station on adjacent frequency; (f) Natural or 'man-made' interference."

- - - - -

WMBJ APPEALS RENEWAL DENIAL

Rev. John W. Sproul, owner and operator of Station W M B J at Pittsburgh, Pa. operating on 1500 kc with 100 watts power, has filed an appeal in the Court of Appeal of the District of Columbia, from the action of the Commission in refusing to grant this station a renewal of license. The examiner's report as submitted to the Commission recommended that the W M B J application for renewal be denied. The appeal raises questions of the examiner's right to swear witnesses and pass on the admissibility of evidence.

- - - - -

BEWARE OF GENERAL ORDER 75!

The Commission has called attention of all broadcasters to the importance of General Order 75 in a letter which was sent to all stations during the past week. The order relates tothe necessary report which must be filed with the Supervisor or Inspector of the Department of Commerce within three days after a notification has been received by the station that a Federal law or regulation in connection with the operation of a station has been violated.

- - -

PHONE LINES FOR RELAY BROADCASTS

A total of 35,662 miles of telephone circuit are necessary for a nation-wide radio network. Exactly 173 relay stations and more than 300 telephone and telegraph technicians are needed to maintain these circuits.

- - -

TEST PROGRAMS ANNOUNCED

C. M. Falconer, chairman of the program committee of the Newark News Radio Club, announced that Monday morning, February 9, from 3:00 to 4:30 a.m. EST, Station WQDM, St. Albans, Vt. will broadcast a test program and on Sunday morning, February 1, at 1:00 A.M. EST, there will be a brief test by a foreign station whose identity is being withheld. The station will use a frequency of 1185 kc.

- - - -

APPLICATIONS DISMISSED

The following applications were set for hearing but dismissed at the request of applicants:

WMC, Memphis, Tenn. C.P. 650 kc, 50 KW, unltd time; WLEY, Lexington, Mass. C.P. 1200 kc, 100 W. 250 W. LS, unltd; WQAM, Miami, Fla. C.P. 560 kc, 1 KW, 2¼ KW LS, unltd; KFXJ, Grand Junction, Colo. C.P. 1310 kc, 1 KW, ultd; NEW, Bakersfield, Calif C.P. 1450 kc, 1 KW, unltd.

- - - -

REHEARING IN WHAM CASE DENIED

The Court of Appeals of the District of Columbia this week denied the petition of the Commission for a rehearing in the appeal of the Stromberg-Carlson Telephone Manufacturing Company, Station W H A M, Rochester, N. Y. The court, in a decision handed down several weeks ago, held that the Commission was without authority to shift the frequency of W H A M without first holding a legal hearing on the question. W H A M had secured an injunction from the District Supreme Court enjoining the Commission from putting into effect its General Order No. 87, providing for a shift in certain clear channels. The case was appealed by the Commission to the Court of Appeals.

- - -

WTMJ ASKS STAY ORDER

The Journal Company, Station WTMJ, Milwaukee, Wis. operating on 620 kc with 1 KW day and 2½ KW night, has filed in the Court of Appeals for the District of Columbia an appeal from the Commission's decision granting renewal applications of Station WFLA-WSUN, Clearwater, Fla. In the appeal a stay order is sought under which the Commission would be precluded from issuing a renewed license of the Florida station. The Commission has filed a brief in opposition to the stay order setting up that by renewing the license of the Florida station the Commission has simply preserved the status quo.

- - - -

FIRST RADIO CENSUS REPORT

Forty-four and four tenths per cent, or 53,111 out of 119,660 families in New Hampshire own radio receiving sets, according to the first radio census report issued this week by the United States Census Bureau. The report shows the number of sets in use in each of the cities and counties of the state and is the first reliable guide to the number of sets ever published by the Government. Other reports will be issued from time to time and these may be obtained either by writing to the Bureau of the Census, Washington, D. C. or to the NAB headquarters, National Press Building, Washington, D. C.

- - - -

ROYAL NBC PROGRAM DIRECTOR

The National Broadcasting Company this week announced that John Royal, former managing director of WTAM, Cleveland, Ohio, has been named director of programs for the NBC. Royal succeeds George Engles, vice-president, who will devote his entire time to the NBC Artists Service which last week consolidated with the booking bureau of the RCA-Victor Company.

- - -

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

New	Howell Brdcstg. Co. Inc. Buffalo, N. Y.	Requests C.P. some freq. around 3000 kc, 250 watts, to be used in the development of a "fool-proof system of train control".
New	E. Dwight Craig Indianapolis, Ind.	Requests C.P. 580 kc. 250 w. unltd. time.
KFPC	Pasadena Presbyterian Church Pasadena, Calif.	Requests C.P. to install new eqpt. incr. max. power of eqpt. to 100 w. and operating power to 100 w.
WCKY	L. B. Wilson Inc. Covington, Ky.	Requests Mod. of Lic. to increase hrs. of operation from sharing with WCHI, WJAZ, WORD, to unlimited.
	Don Lee, Inc. Los Angeles, Calif.	Application for television station in Calif. reconsidered and set for hearing
NEW	York Broadcasting Co. York, Pa.	Requests C.P. 820 kc. 5 KW daytime.
NEW	Winters Jones & Hugh H. Jones, jr. Baltimore, Md.	Requests C.P. 1320 kc. 250 W. daytime.
WGAL	WGAL, Inc. Lancaster, Pa.	Requests C.P. install new eqpt increasing max. rated power of eqpt from 100 W. to 500 W; change freq. from 1310 to 1340 kc; change time from sharing with WRAW to unltd and incr. operating power from 100 to 500 watts.
WBIG	North Carolina Brdcstg. Co. Inc. Greensboro, N. C.	Requests Mod. of Lic. to change freq. from 1440 to 1240 kc.

- - -

AMENDMENT TO GENERAL ORDER 103

At a session ofthe Federal Radio Commission held at its offices in Washington, D. C. on the 30th day of January, 1931:

IT IS ORDERED:

That paragraph (D) of General Order No. 103, adopted on January 20, 1931, be and the said paragraph is hereby amended so as to exclude from the provisions thereof and to delete therefrom the following radio broadcasting stations, to wit:

WDRC, WKAQ, WOAX, WDBJ, WHP, WACO, WDAG, KGCR, KFVD, KOL and KSEI.

This order shall be effective on the day first above written.

- - -

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
WISJ	Wisconsin State Journal Brdcstg. Co. Madison, Wisconsin	License to continue operation on 780 kc., 500 W. day and 250 W. night, unltd. time on experimental basis, extended until a decision is reached by the Commission upon a hearing held on the appl. for lic. this authority not to exceed March 31/31.
WLCI	Luther Asso. of Ithaca, N. Y. Ithaca, N. Y.	Granted C.P. to make changes in eqpt. to conform to G.O. 91 and 97.
WILM	Delaware Brdcstg. Co. Inc. Wilmington, Del.	Granted C.P. to make changes in eqpt. to conform to G.O. 91 and 97, decreasing max. rated power of eqpt. to 100 w.
WJAG	The Norfolk Daily News Norfolk, Neb.	Granted C.P. to move transm. locally in Norfolk, and change eqpt. to conform to G.O.'s 91 and 97.
WHBQ	Broadcasting Station WHBQ, Inc. Memphis, Tenn.	Granted C.P. to make changes in eqpt. to conform to G. O. 91 and 97.
WTAR-WPOR	WTAR Radio Corp. Norfolk, Va.	Granted C.P. to move transmitter from Norfolk to Va. Beach Blvd. 1.7 miles from city limits, and install new eqpt. to conform to G.O. 91 and 97.
WBAX	John H. Stenger, Jr. Wilkes Barre, Pa.	Granted C.P. to make changes in eqpt. to conform with G.O. 91 and 97.
KEX	Western Broadcasting Co. Portland, Oregon	Granted C.P. to make changes in eqpt. to conform to G.O. 91 and 97, increasing max. rated power of eqpt. from $2\frac{1}{2}$ KW to 5 KW.
KFXF	Colorado Radio Corp. Denver, Colorado.	Granted C.P. to install new eqpt. to conform to G.O. 91 and 97.
KXRO	DXRO Inc. Aberdeen, Wash.	Granted C.P. to install new transmitter to conform to G.O. 91 and 97, increasing max. rated power of eqpt. to 100 watts and increasing operating power from 75 to 100 watts.
WLBC	Donald A. Burton Muncie, Ind.	Granted C.P. to install new eqpt. to conform to G.O. 91 and 97.

APPLICATIONS GRANTED (CONTINUED)

CALL	NAME OF APPLICANT	NATURE OF ACTION
KGKL	KGKL, Inc. San Angelo, Tex.	Granted C.P. to make changes in eqpt to conform to G.O. 91 and 97, decreasing max. rated power of eqpt from 250 to 100 watts.
KFIZ	The Reporter Printing Co. Fond du Lac, Wisconsin	Granted C.P. move transmitter and studio locally in Fond du Lac, install new eqpt to conform to G.O. 91 and 97.
WOAX	WOAX, Inc. Trenton, N. J.	Granted auth. to install automatic frequency control.
WGAR	WGAR Broadcasting Co. Inc. Cleveland, Ohio	Granted Mod. of C.P. to extend completion date C.P. to 4/20/31 and commencement date to 1/20/31/.
KTHS	Hot Springs Chamber of Commerce Hot Springs, Ark.	Granted license covering changes in eqpt 1040 kc. 10 KW share with KRLD.
KDYL	Intermountain Broadcasting Corp. Salt Lake City, Utah	Granted license covering changes in eqpt 1290 kc 1 KW unlimited
WFAN	Keystone Broadcasting Co. Inc. Philadelphia, Pa.	Granted Mod. of Lic. to permit use of regular licensed transmitter of WIP and discontinue use of present transmitter. WFAN and WIP divide time on 610 kc.
KGEZ	Kalispell Chamber of Commerce Kalispell, Mont.	Granted consent to vol. assign. of lic. to Donald C. Treloar and Stanley R. Church, D/B as Treloar-Church Brdcg Co.
KFEL	Eugene P. O'Fallon Inc. Denver, Colorado	Granted auth. continue tests to Jan. 24 in order to test eqpt.
KOH	Jay Peters Inc. Reno, Nevada	Granted auth. to reduce power of station to 250 W. for 10 days while making repairs to transmitter.
KONO	Mission Broadcasting Co. San Antonio, Texas	Granted extension of test period authorized when new eqpt has been installed.
WODX	Mobile Brdcstg. Corp. Mobile, Ala.	Granted auth. measure power by direct antenna input method.
WNBR	The Memphis Broadcasting Co. Memphis, Tenn.	Granted auth. transmit its program through WGBC's transmitter while its transmitter is being reconstructed.
WCBD	Wilbur Glenn Voliva Zion, Illinois	Granted auth. operate from 11 to 12 PM in compliance with provisions of its license which specifies ltd time. (Consent rec'd from WBT and WMBI).

- - -

APPLICATIONS GRANTED (CONTINUED)

CALL	NAME OF APPLICANT	NATURE OF ACTION
KGHF	Homer F. Bryant, D/B as Bryant Radio & Elec. Co. Elk City, Okla.	Granted authority to install automatic frequency control.
KMED	Mrs. W. J. Virgin Medford, Ore.	Granted authority to install automatic frequency control.
WGST	Georgia School of Tech. Atlanta, Ga.	Granted Lic. covering new eqpt. 890 kc. 250 w. night 500 w. day, shares with WMAZ.
WCAO	Monumental Radio Inc. Baltimore, Maryland	Granted License covering C.P. to move transmitter and using it as an auxiliary; 600 kc, 250 w. unlimited.
WJAS	Pittsburgh Radio Supply House Pittsburgh, Pa.	Granted License covering C.P. which authorized installation of new eqpt. and increase in day power; 1290 kc, 1 KW night 2½ KW day, unltd. time; also to use a composite transm. of 500 w. max. power as auxiliary, (which is located at same add. as main transmitter).
WFDF	Frank D. Fallain Flint, Mich.	Granted License covering changes in eqpt. and moving of transm. and studio 1310 kc, 100 w. unltd. time.
WSYB	H. E. Seward Jr. & Philip Weiss D/B as Seward & Weiss Music Store Rutland, Vt.	Granted license covering C.P. for new station, 1500 kc., 100 watts, unltd.
WTBO	Asso. Broadcasting Corp. Cumberland, Md.	Granted Lic. covering C.P. authorizing new eqpt. and incr. in day power; 1420 kc. 100 w. night 250 w. day, unltd.
KDYL	Intermountain Brdcstg. Corp. Salt Lake City, Utah.	Granted auth. to measure power by direct antenna input method as given in G.O.91
WSYB	Seward and Weiss Music Store Rutland, Vt.	Granted Auth. to continue program test in exact accord with eqpt. power, freq. and hours specified in C.P. for period ending Jan. 31/31, provided Radio Supervisor is properly notified.
KOY	Nielson Radio & Sporting Goods Phoenix, Arizona	Granted C.P. to install new eqpt increasing max. rated power of eqpt 1-KW
KFWF	St. Louis Truth Center Inc. St. Louis, Mo.	Granted C.P. install new eqpt to conform to G.O. 91 and 97, decreasing max. rated power of eqpt from 250 W. to 100 W.

The following hearings are scheduled for the week commencing Monday, February 2d. All hearings commence at 10 a. m.

MONDAY, February 2, 1931

NEW	A. B. Murray & T. P. Singletary Baton Rouge, La.	C.P. Unlimited time	1500 kc	100 W.

NOTIFIED: WDIX, Tupelo, Miss.

WEDNESDAY, February 4, 1931

NEW	Charles Smuch Springfield, Mo.	C.P. Unlimited time	1500 kc	100 W.

NOTIFIED: KGIZ, Grant City, Mo. Ozark Radio Corp. Carterville, Mo.

NEW	John R. Anderson Cardwell, Mo.	C.P. Unlimited time	1420 kc	25 W.

NOTIFIED: WMBH, Joplin, Mo. WPAD, Paducah, Ky WGBC, Memphis, Tenn.
WNBR, Memphis, Tenn. Dairy Farmers, Inc. Mayfield, Ky.

NEW	Northeast Missouri State Teachers College (Formerly K F K Z) Kirksville, Mo.	C. P. Unlimited time	1200 kc	100 W.

NOTIFIED: WIL, St. Louis, Mo. WMAY. St. Louis, Mo. KFWF, St. Louis, Mo.
WJBL, Decatur, Ill. WJBC, La Salle, Ill. KTNT, Muscatine, Iowa
KFJB, Marshalltown, Iowa C. L. Carrell, Chicago, Ill.

- - - - -

ACTION ON EXAMINERS' REPORTS

KVOA Rep.#30	Robert M. Riculfi Tucson, Arizona	Mod. of license to incr. power from 500 to 250 W. night and 500 W. LS, and change hrs. of operation from daytime to unltd - denied; reversing Ex. Yost.
KGAR Rep.#36	Tucson Motor Service Co. Tucson, Arizona	Ren. of license, 1370 kc, 100 W. night, 250 W. day, unlimited time - granted; reversing Ex. Pratt.

- - - -

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WDEL	WDEL, INCORPORATED 10th & King Sts., Wilmington, Delaware	1120	----	Mod. of Cons. Permit to change equipment on C. P. and extend commencement and completion date to 12/25/30 and 2/10/31 respectively.
WIBX	WIBX, INCORPORATED 187 Genesee St., Utica, N. Y.	1200	----	License to cover Cons. Permit issued 12/19/30 to change equipment.
WRBL	DAVID PARMER Talbotton & Comer Sts., Columbus, Georgia	1200	----	Request for authority to install Automatic Frequency Control.
NEW	BEACH M. CHENOWETH Mountain Brook Estates, Mountain Brook Village, Ala.	----	1200	Cons.Permit to erect a new station to use 1200 kc., 100 watts, and unlimited hours.
NEW	MERLE J. JEWELL & MERINDA C.JEWELL Wahkoma Hotel, 2nd & Cascade Sts., Hood River, Oregon.	----	----	Cons. Permit application amended as to equipment
KGEK	ELMER G. BEEHLER, trading as BEEHLER ELECTRICAL EQUIPMENT CO. 109 West 2nd Ave., Yuma, Colo.	1200	----	Cons. Permit application amended to change equipment.
WJBU	BUCKNELL UNIVERSITY Bucknell University, Lewisburg, Pennsylvania.	1210	----	Cons. Permit to change equipment.
KGBX	KGBX, INCORPORATED 1829-1837 Colhoun St., St. Joseph, Missouri	1310	----	Mod. of License to increase power from 100 watts to 250 watts day and 100 watts night on 1310 kc.
WOS	MISSOURI STATE MARKETING BUREAU Capitol Building, Jefferson City, Missouri	630	----	Cons. Permit to install a new transmitter and increase power from 500 watts to 1 KW. day and 500 watts night on 630 kc.
NEW	CHARLES L. FOWER, 122 Weed St., Macon, Missouri	----	1210	Cons.Permit to erect a new station 1210 kc., 100 watts, Unlimited hours.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
KFVD	LOS ANGELES BROADCASTING CO. 8822 Washington Blvd., Culver City, California	1000	----	License to cover Cons. Permit issued 12/19/30 to change equipment
KFSG	ECHO PARK EVANGELISTIC ASSO. 1100 Glendale Blvd., Los Angeles, California	1120	----	Cons. Permit to change equipment
NEW	THE SMARTENBERG RADIO SERVICE, INC., 761 Chapel Street New Haven, Conn.	----	930	Cons. permit application to erect a new station to use 930 kc., 250 watt and Unlimited hours.
WGCP	MAY RADIO BROADCAST CORP. 591 Broad Street Newark, N. J.	1250	----	License to cover Cons. permit issued 1/6/31, to install new equipment
WFBL	THE ONONDAGA RADIO BRDCSTG.CORP. Jefferson & Warren Sts., Syracuse, N. Y.	1360	----	License to cover Cons. permit to move transmitter near Collamer, N.Y., install new equipment and increase day power to $2\frac{1}{2}$ KW.
WLEY	CARL S. WIBELER, d/d as THE LEXINGTON AIR STATIONS Adams Street, Lexington, Mass.	1370	----	Cons. permit to install new equipment.
WHP	WHP, INCORPORATED 4th & Chestnut Sts. Harrisburg, Penna.	1430	----	Authority to install special automatic frequency control for synchronization purposes.
KDKA	WESTINGHOUSE ELEC. & MFG. CO. Wm. Penn Hotel Pittsburgh, Penna.	980	----	Renewal of special authority to synchronize old and new transmitters until 4/30/31.
NEW	HARROLD E. WARREN & KENNETH RETZLAFF Lynan St., R.F.D. # 1, Muskegon, Michigan.	----	1500	Cons. permit to erect a new station to use 1500 kc., 15 watts, Unlimited time.
WSOC	A. J. KIRBY MUSIC COMPANY 245-255 E. Main Street Gastonia, N. C.	1210	----	Requests authority to install automatic frequency control.
NEW	LYNN DICKERSON & C. A. NIETERT 851 Elizabeth Street Brownsville, Texas.	----	1420	Cons.permit for a new station to use 1420 kc. 100 watts and unlimited time.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
KMO	KMO, INCORPORATED Hotel Winthrop, 767 Broadway Tacoma, Washington	860	---	License Cons.Permit move transmitter to 1623 E. J St. Tacoma, Wash.
NEW	C. M. SCHAAP 218 Linden St. Ft. Collins, Colorado	---	1370	Cons.Permit applic. amended to request 1200 kc to operate 1/3 time sharing with KGEK and KGEW, but in event KGEW changes frequency, appl. wishes to operate ½ time.
WAWZ	PILLAR OF FIRE 1476 Broadway, New York, N. Y.	1350	---	Mod.of Cons.Permit to change equipment, increase power to 500 W. day and 250 W. night.
NEW	LOUIS REIS New York, N. Y.	---	660	Cons.Permit to erect a new station to use WEAF's facilities -- 660 kc. 5 KW & unlimited hours.
WWL	LOYOLA UNIVERSITY New Orleans, La.	850	---	Cons.Permit to move transmitter, Kenner, La. Install new 10 KW eqpt increase power to 10 KW and hours of operation. Unlimited.
NEW	WILLIAM L. WILLIS ½Mile East of Crewe, Virginia	---	1420	C.P. new station 1420 kc. 50 W. daytime.
NEW	G. L. JOHNSON Texarkana, Arkansas	---	1500	C.P. new station 1500 kc. 100 W. unlimited.
WIAS	IOWA BROADCASTING COMPANY Ottumwa, Iowa.	1420	---	C.P. to move transmitter to North of City Limits of Des Moines and install new eqpt.
KFUM	W. D. CORLEY Colorado Springs, Colorado	1270	---	Request voluntary assign. license to THE REYNOLDS RADIO CO. INC.
KGU	MARION A. MULRONY & ADVERTISER PUBLISHING COMPANY LIMITED Honolulu, Hawaii	940	750	C.P. to change eqpt, change freq. from 940 kc to 750 kc, increase power from 1 KW to 5 KW Unlimited time.
KRE	FIRST CONGREGATIONAL CHURCH Berkeley, Calif.	1370	---	C.P. to install new eqpt.

- - - - -

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	JOE K. JERIGAN, CYRIL W. REDDOCH, JULIAN C. SMITH & JOHN T. HUBBARD. Montgomery St., Troy, Ala.	----	1500	Cons. permit to erect a new station to use 1500 kc. 50 watts, Daytime
NEW	MAJESTIC ELEC. CO. INC., 212 Main St., Perryton, Texas.	----	660	Cons. permit to erect a new station to use 660 kc. 100 watts, Unlimited time.
WAAM	WAAM, INCORPORATED 1060 Broad St., Newark, N. J.	1250	----	License to cover Cons. Permit issued 9/26/30 to change equipment and increase power from 2 KW day and 1 KW. night to 2½ KW. day and 1 KW night on 1250 kc.
NEW	LANCASTER NEWSPAPERS, INC. Lancaster, Pennsylvania	----	1000	Cons. Permit to erect a new station to use 1000 kc., 2½ KW. and Limited Time.
WSFA	MONTGOMERY BROADCASTING CO., INC. Catoma & Montgomery Sts., Montgomery, Alabama.	1410	----	Request for authority to measure power of station by direct antenna input method.
NEW	BRYAN T. COLE Boyd & Asp Sts., Norman Okla.	----	1370	Cons. Permit application resubmitted, requesting authority to erect a new station to use 1370 kc. 100 watts, and share time with KGFG.
KICK	RED OAK RADIO CORPORATION 116 Coolbough St., Red Oak, Iowa.	1420	----	Mod. of Cons. Permit to install a new transmitter at location authorized by Cons. Permit (601 Summitt St., Red Oak, Iowa).
WOI	IOWA STATE COLLEGE OF AGRICUL* TURE AND MECHANIC ARTS College Campus, Ames, Iowa	640	----	License to cover Cons. Permit issued 12/2/30 to change equipment.
WKBB	SANDERS BROTHERS RADIO STATION 222 N. Chicago St., Joliet, Ill.	1310	----	Mod. of License to change hours of operation from sharing with WCLS to Unlimited on 1310 kc.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	DISPATCH PUBLISHING COMPANY 108½ North Main Street, Roswell, New Mexico	----	1500	Cons. Permit to erect a new station to use 1500 kc., 100 watts, and Unlimited.
WEAF	NATIONAL BROADCASTING CO., INC. 711 Fifth Ave., New York, N.Y.	660	----	License to cover Cons. Permit issued 5/12/30 to install new equipment
WDRC	THE DOOLITTLE RADIO CORPORATION Hotel Bond, Asylum Street, Hartford, Conn.	1330	----	Mod. of License application amended to request 1 KW. day and 500 W. night on 1330 kc.
WHBD	F. P. MOLER Main St., Mt. Orab, Ohio	1370	----	Request for authority to install Automatic Frequency Control.
WSAI	THE CROSLEY RADIO CORPORATION, Lessee 1329 Arlington St., Cincinnati, Ohio.	1330	----	Mod. of License to increase power from 500 watts to 1 KW.day and 500 W. night on 1330 kc.
WHP	WHP, INCORPORATED 4th & Chestnut Sts., Harrisburg, Pennsylvania	1430	----	Mod. of License to change hours of operation from sharing with WBAC and WCAU to sharing with WBAK only and synchronize full time with WCAU, WIEC, and WOKO.
NEW	THE OHIO BROADCASTING CORPORATION (Studio Location not determined) Transmitter--Cleveland, Ohio	----	1210	Cons.Permit to erect a new station and to use WALR's facilities, 1210 kc., 100 watts, and Unlimited hours.
NEW	A. E. HODGES & W. R. WINKLER Cor. Main & King Sts., Boone, North Carolina	----	1200	Cons. Permit application amended to request 1200 kc., instead of 1500 kc., 100 W. instead of 15 W., and also amended as to name. Application formerly in the name of A. E. Hodges, only.
KGVO	MOSBY'S INCORPORATED 132 N. Higgins St., Missoula, Montana	1420	----	License to cover Cons. Permit issued 11/21/30 to erect a new station.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

Incorporated

NATIONAL PRESS BUILDING

WASHINGTON, D. C.

Telephone District 9497

February 5, 1931

SPECIAL MEMORANDUM TO MEMBERS

The report of Chief Examiner Ellis A. Yost on the high power hearings is expected next week.

If you want a brief telegraphic summary of the report as it relates to your zone, mail the enclosed card immediately. If you desire a copy of the report, mark the card accordingly.

Twenty-four stations have applied for the eight positions which are available under the provisions of General Order No. 42, as amended, which must be followed in the report.

In the First Zone, WJZ, New York; WOR, Newark, N. J.; WHAM, Rochester, N. Y.; and WBZ, Springfield, Mass. are competing for a single position.

In the Second Zone, WHAS, Louisville, Ky.; and WCAU, Philadelphia, Pa. are competing for a single position.

In the Third Zone, WSB, Atlanta, Ga.; WBT, Charlotte, N.C.; WSM, Nashville, Tenn.; WAPI, Birmingham, Ala.; and KVOO, Tulsa, Okla. are competing for two assignments.

In the Fourth Zone, WMAQ, WGN, and WBBM, Chicago; WCCO, Minneapolis, Minn.; and WHO-WOC, Des Moines, Iowa, are fighting for two positions.

In the Fifth Zone, KOA, Denver, Colo.; KSL, Salt Lake City, Utah; KPO, San Francisco, Calif. and KGO, Oakland, Calif. are competing for two positions available.

The report also will consider the applications of WWJ, Detroit, Mich. WREC, Memphis, Tenn. WTMJ, Milwaukee, Wisconsin, and WCFL, Chicago, Ill. for high power on clear channel assignments.

Send the card by return mail in order that your copy of the report may be reserved. Telegrams will be sent COLLECT the minute the report is publicly released.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

SCHEDULE OF DEPRECIATION RATES FOR BROADCASTING STATIONS

The National Association of Broadcasters has obtained from the Valuation Division of the Internal Revenue Bureau a tentative schedule of depreciation rates for broadcasting station equipment.

This schedule is not to be regarded as official but it is recommended as a safe guide in the calculation of depreciation rates for income tax purposes. No official schedule has ever been published and this is the first tentative schedule ever announced.

There will not be complete agreement among broadcasting stations on all of the rates given and the Government itself does not have sufficient information to enable it to form a separate opinion as to the life of station equipment.

The Association is pleased to be able to present this schedule of rates and it is hoped that it will assist members in computing their income tax returns.

SCHEMES OF DEPROPAGATION RATES FOR BROADCASTING STATIONS

The Federal Association of Broadcasters has obtained from the Federal Distribution of the Federal Communications Commission a tentative schedule of depropagation rates for broadcasting station equipment.

This schedule is not to be regarded as official but it is [illegible] as a guide in the calculation of depropagation rates for purposes. No official schedule has ever been published and this is the first tentative schedule ever announced.

There will not be complete agreement among broadcasting stations on all of the rates given and the government itself does not [illegible] sufficient information to enable it to form a definite opinion [illegible] the time of station equipment.

The association is planned to be able to provide this information [illegible] and it is hoped that it will enable members to compute [illegible] which [illegible] the returns.

SCHEDULE OF DEPRECIATION RATES

FOR

BROADCASTING STATIONS

	Probable Useful Life Years
Adjusting and Testing Instruments	10
Amplifier Control	5
Amplifiers, Portable	3
Amplifier, Radio Frequency, Frame	8
Antenna and Ground Counterpoise System	7
Antenna and Ground System	
Radio Telegraphy	10
Radio Broadcasting (except steel masts - 10 yrs.)	5
Antenna Structure and Antenna Supports	5
Antenna Tuning Inductances	5
Audio Equipment	3
Batteries, Storage	
Radio Telegraphy	10
Radio Broadcasting	6-2/3
Cabinets, Mixed control	5
Checking and Reading Per Cent, modulation instrument	5
Circuit Breakers	6-2/3
Compensators	5
Condensers	5
Control, Amplifier	5
Control Relays	3
Control - Transmitter Units, Direct (Panel)	8
Control Units (Aircraft Radio Telegraphy)	3
Cooling Ponds	
Radio Telegraphy	10
Radio Broadcasting	6-2/3
Cooling Systems	10
Counterpoise (Station Equipment)	5
Equalizers, Line	3
Frequency Control Apparatus	3
Insulation	5
Listening Apparatus	4
Measuring Instruments	7
Microphones	3
Mixing Panels	3
Motor Generator Sets	6-2/3

	Probable Useful Life Years
Oscillators	5
Plate Supply	6-2/3
Plate and Filament	10
Power Control Equipment	6-2/3
Power Supply	
Radio Telegraphy	10
Radio Broadcasting(except motors and generators 10 years)	6-2/3
Pumps and piping	6-2/3
Receivers, Radio	6-2/3
Rectifiers, main	5
Signalling Apparatus	4
Sound Treatment of Studios	5
Speech Input equipment	3
Sprays and Cooling ponds	6-2/3
Switches and Controls	7
Towers and Masts	10
Transmission Lines, Radio Frequency	5
Vacuum Tube Transmitters(except high voltage supply 10 years)	3
Voltage Supply, high	3

- - -

IN THE

Supreme Court of the United States

October Term, 1930.

No. 138.

Gene Buck, as President of the American Society of Composers, Authors and Publishers, and De Sylva, Brown & Henderson, Inc., a corporation, *Appellants,*

vs.

Jewell-La Salle Realty Company, a corporation, *Appellee.*

No. 139.

Gene Buck, as President of the American Society of Composers, Authors and Publishers, and Leo Feist, Inc., a corporation, *Appellants.*

vs.

Jewell-La Salle Realty Company, a corporation, *Appellee.*

On Certificates From the United States Circuit Court of Appeals for the Eighth Circuit.

Motion of National Association of Broadcasters, Inc., for Leave to File Brief as Amicus Curiae, and Brief of Amicus Curiae.

Louis G. Caldwell,
Philip G. Loucks,
Counsel for National Association of Broadcasters, Inc., as Amicus Curiae.

Press of Byron S. Adams, Washington, D. C.

INDEX.

Table of Cases Cited.

TABLE OF STATUTES CITED.

TEXTBOOKS AND ARTICLES CITED.

IN THE

Supreme Court of the United States

October Term, 1930.

No. 138.

Gene Buck, as President of the American Society of Composers, Authors and Publishers, and De Sylva, Brown & Henderson, Inc., a corporation, *Appellants.*

vs.

Jewell-La Salle Realty Company, a corporation, *Appellee.*

No. 139.

Gene Buck, as President of the American Society of Composers, Authors and Publishers, and Leo Feist, Inc., a corporation, *Appellants.*

vs.

Jewell-La Salle Realty Company, a corporation, *Appellee.*

On Certificates From the United States Circuit Court of Appeals for the Eighth Circuit.

MOTION FOR LEAVE TO FILE BRIEF AS AMICUS CURIAE.

May It Please the Court:

The undersigned, as counsel for National Association of Broadcasters, Inc., respectfully moves this Honorable Court for leave to file the accompanying brief in this case as *amicus curiae.*

Louis G. Caldwell,
Philip G. Loucks,
Counsel for National Association of Broadcasters, Inc., as Amicus Curiae.

IN THE

SUPREME COURT OF THE UNITED STATES.

October Term, 1930.

No. 138.

Gene Buck, as President of the American Society of Composers, Authors and Publishers, and De Sylva, Brown & Henderson, Inc., a corporation, *Appellants.*

vs.

Jewell-La Salle Realty Company, a corporation, *Appellee.*

No. 139.

Gene Buck, as President of the American Society of Composers, Authors and Publishers, and Leo Feist, Inc., a corporation, *Appellants.*

vs.

Jewell-La Salle Realty Company, a corporation, *Appellee.*

On Certificates From the United States Circuit Court of Appeals for the Eighth Circuit.

BRIEF OF NATIONAL ASSOCIATION OF BROADCASTERS, INC., AS AMICUS CURIAE.

PRELIMINARY STATEMENT.

This brief is directed solely to the following question:

> Question I. Do the acts of a hotel proprietor, in making available to his guests, through the instrumentality of a radio receiving set and loud speakers installed in his hotel and under his control and for the entertainment of his guests, the hearing of a copyrighted musical composition which has been broadcast from a radio transmitting station, constitute a performance of such composition within the meaning of 17 U. S. C. Sec. 1 (e)?

This question is the only one certified in No. 138 (p. 7) and is the first of four in the consolidated series of questions certified in Nos. 139 and 140 (pp. 8-9). It was answered in the negative by the District Court below (Buck, *et al.* v. Jewell-LaSalle Realty Company, 32 F. (2d) 366), and by the District Court for the Southern District of California (Buck, *et al.* v. Debaum, *et al.*, 40 F. (2d) 734).

The material portion of Sec. 1 (e) of the Copyright Act of 1909 reads as follows:

> "Any person entitled thereto, upon complying with the provisions of this title, shall have the exclusive right: * * *
>
> "(e) To perform the copyrighted work publicly for profit if it be a musical composition. * * *"

The National Association of Broadcasters, Inc. (hereinafter referred to as the "Association") is a Delaware corporation, not for profit. It has a membership of 136 broadcasting stations (out of a total of about 620) in the United States, including most of the larger and more important stations. As stated in its constitution:

> "The object of this Association shall be to foster and promote the development of the art of radio broadcasting; to protect its members in every lawful and proper manner from injustices and unjust exactions; to foster, encourage and promote laws, rules, regulations, customs and practices which will be to the best interest of the public and the radio industry."

The American Society of Composers, Authors and Publishers (hereinafter referred to as the "American Society"), is an unincorporated association with a membership exceeding 700, comprising authors, composers, and publishers of musical works (p. 2).

The certificate does not state, and appellant will not claim, that a license from the American Society for the public performance of the musical compositions controlled by its members will protect the licensee in the use of all copyrighted music used by broadcasting stations; or that there are not important classes of music used by broadcasting stations which are not controlled by the American Society, and as to which *other* organizations claim to have control and licensing authority; or that *any* broadcasting station, no matter how vigilant or how careful it has been to secure licenses from each of the known organizations of music publishers, has yet found it possible to protect itself against infringement claims by independent publishers and composers.

The number of radio receiving sets in use in the United States is generally estimated at approximately thirteen million. The radio audience cannot be exactly determined, but the number of receiving sets indicates its tremendous size.

In behalf of its members as well as of all broadcasting stations, the Association is interested in the above-quoted question for the following reasons:

1. The necessary result of an affirmative answer will be a reduction in the listening audience of broadcasting stations.

2. The question involves a principle of vital importance to broadcasters in more or less analogous situations arising in network or chain broadcasting, international or relay broadcasting, and remote-control broadcasting.

3. An affirmative answer to the question would seriously endanger judicial and legislative recognition of the right of the broadcaster to protection against unauthorized commercial exploitation of his programs by persons receiving those programs by means of receiving sets.

4. The question presents a proper occasion for determination of the underlying issue which has never been passed upon by this Court; i. e., whether in any event a broadcasting station which broadcasts a copyrighted musical composition is engaged in a public performance.

SUMMARY OF ARGUMENT.

I. The communication, by means of a radio receiving set and one or more loudspeakers, of a broadcast musical composition to listeners, is not a performance of the musical composition.

(1) The proper construction of the word "perform", with reference to the operation of a receiving set, depends on the physical acts constituting the alleged performance, and is independent of whether the broadcasting station is, or is not, licensed by the copyright owner.

(2) The broadcasting of a musical composition involves only one *actual* performance of that composition, i. e., the performance by the musician; the apparatus constituting a broadcasting station and the apparatus constituting a receiving set (linked by an hypothetical medium known as the ether) are like a telephone system and merely serve to communicate the musician's performance to listeners. The broadcaster may, if the musician be his employe, also be held to "perform" but, except for that, the broadcaster's acts consist simply in creating modulated radio waves. With the receiving set "turned on" and "tuned" to the broadcasting station, there is a clear avenue of communication from the musician to the listener. This cycle of purely physical events related by virtually instantaneous cause-and-effect is not strictly analogous to the slow succession of mixed physical events and human acts involved in the manufacture and playing of phonograph records.

(3) The consequences, viewed either practically or from the standpoint of the orderly development of the law, require that radio reception be held not to constitute performance. A contrary holding would be inconsistent with the policy of "free" reception heretofore followed by the United States and would result in reduction of the radio audience. It would

affect the use of devices similar to radio receiving sets and, depending on the principle adopted, would impose new burdens on broadcasting in such situations as those occurring in remote control, network, and international broadcasting. It would, again depending on the principle adopted, have an unfortunate effect on the development of sound legal principles, would introduce confusion where there should be simplicity, and would endanger recognition of legal principles necessary to protect broadcasting stations against unauthorized commercial exploitation of their programs.

II. If the communication by receiving set referred to in Point I is a performance of the musical composition then the broadcaster does not perform *publicly*. The theory on which the courts have hitherto held that the broadcaster does perform publicly is that the public listens to a performance by the broadcaster and not a multitude of performances by receiving-set operators.

(1) If appellant's theory is correct, every person operating a receiving set "performs", the only audience consists of persons listening to loud speaker performances, and, therefore, the broadcaster's "performance" is not public. The theory of "contributory infringement" is not appropriate since it would apply alike to public and private receiving-set operators.

(2) If the analogy between broadcasting and phonograph is correct, then it is clear that the broadcaster does not publicly perform the musical com-

position; he merely manufactures a fleeting record of it on modulated radio waves. The Copyright Act of 1909 does not cover this.

ARGUMENT.

Point I.

The Communication, by Means of a Radio Receiving Set and One or More Loudspeakers, of a Broadcast Musical Composition to Listeners is Not a Performance of the Musical Composition.

Section 1(e) of the Copyright Act of 1909 embodies three essential elements: (1) "perform"; (2) "publicly"; and (3) "for profit." The form in which the question is certified precludes any consideration of the second and third elements in the instant case, and the answer to the question turns exclusively on the proper construction to be given the word "perform."

(1) *The proper construction of the word "perform," with reference to the operation of a receiving set, depends on the physical acts constituting the alleged performance, and is independent of whether the receiving set is operated in public or in private, and of whether the broadcasting station is, or is not, licensed by the copyright owner.*

The physical acts of the person operating a receiving set consist essentially (a) in turning on a switch which provides the electrical current (from batteries or electric light lines) necessary to the operation of the set; (b) in "tuning" the set, by manipulation of a dial, so that it will respond to radio waves having

a given wave-length (or frequency) and proceeding from the desired broadcasting station; and (c) in adjusting, by manipulation of a dial, the amount of electric current used in the set so that the loudspeaker rendition will be of satisfactory volume. These acts may be simply summarized by stating that the person converts complicated electrical disturbances, which are known as modulated radio waves and are produced by a broadcasting station, into sound waves.

These acts are physically the same, whether done by a hotel proprietor in his public rooms for the entertainment of his guests or by a private owner of a receiving set in his home for the entertainment of himself and his guests. They are also physically the same, whether the broadcasting station to which the set is tuned happens to be licensed by the copyright owner or whether it is an infringer. If to turn on the switch and manipulate the dials is to "perform" in one case, so also is it in the other.

The intention, so far as it is material and concerns the word "perform," is the same in both cases. It is conceivable that a person, not knowing that a particular apparatus is a radio receiving set, or ignorant of its functions, might set it in operation accidentally. With this exception, every person operating a set intends the same result; i. e., the completion of the cycle of physical events by which a broadcast program is brought to the ears of all who happen to be within range of the londspeaker. Such circumstances as the public or private character of the place where the loudspeaker is located have to do only with whether the occurrence is "public" and "for profit." Likewise, the circumstance that the broadcasting

station is or is not licensed by the copyright owner has nothing to do with the fundamental question as to whether the occurrence is a "performance" of the copyrighted composition. Even if the receiving-set owner, knowing that the broadcasting station is not licensed and that the station will without authority broadcast a copyrighted composition at a given hour, intentionally operates the set so as to receive the composition, the question as to whether he "performs" is exactly the same as that presented in the present case where the LaSalle Hotel Company had no such knowledge or intention (p. 6).

Consequently, the statement made by Judge McCormick in *Buck v. Debaum,* 40 F. (2d) 734, 736, with reference to the opinion of Judge Otis in the instant case; i. e.,

> " * * * as far as the case discusses the meaning to be given to the word 'perform' in the Copyright Act, the decision is authority in this suit."

is neither incorrect nor *dictum*, as will be claimed by appellants.

(2) *The broadcasting of a musical composition involves only one actual performance of that composition, i. e., the performance by the musician; the apparatus constituting a broadcasting station and the apparatus constituting a receiving set, like a telephone system, merely serve to communicate the musician's performance to listeners.*

No extended discussion of the facts and principles of radio physics is necessary. The cycle of events

constituting the broadcasting and reception of a musical composition may be very simply stated.

The cycle begins with a performance of the composition by voice or by musical instruments; for convenience, it will be assumed to be by a single musician. The performance usually takes place in the studio of a broadcasting station. Frequently, however, it takes place elsewhere, at points commonly called "remote-control pick-ups", such as churches, theatres, dance-halls, hotels, restaurants, or on the college gridiron where a college band plays the composition during the intermission between halves in a football game.

Wherever the performance takes place, the musician's acts cause sound waves in the air which in turn cause vibrations in the diaphragm of a microphone connected by wire with the broadcasting station's transmitter. From that point on, there occurs a series of electrical phenomena which ends with the reproduction of the sound waves by a loudspeaker attached to a receiving set. The whole occurrence is like the transmission of a communication over a telephone system except that (a) the electrical phenomena are more complicated and involve, over the larger portion of the route between the musician and the listener, the use of radio waves traveling through an hypothetical medium called the ether, instead of through a tangible medium such as the wire (and sometimes the ground); (b) this medium, the ether, is not owned by the broadcaster, whereas the wire line is owned by the telephone company; (c) the radio receiver is usually owned by the person operating it, whereas the telephone receiver is usually rented from the telephone company; (d) in many

cases the broadcaster employs or otherwise controls the musician while the telephone company does not employ or otherwise control the person speaking over the telephone, and (e) the communication from musician to radio listener is all one-way whereas the ordinary telephone communication is two-way.

Throughout the entire series of events, which, for all practical purposes, occur simultaneously, only one performance has taken place, that of the musician who set the original sound waves in motion. Once they are set in motion, the acts of all others consist simply in *communicating* the musician's performance to the public. The broadcaster may, if the musician be his employe, also be held to "perform" but, except for that, the broadcaster's acts consist simply in creating the modulated radio waves. The receiving-set operator, who has no control over the musician, cannot be held to "perform"; his acts consist simply in reconverting the modulated radio waves into sound waves intelligible to himself and to any other persons within the audible range of his loudspeaker.

With the broadcasting station in operation and with the receiving set "turned on" and "tuned" to the broadcasting station, the sound waves originally produced by the musician set in motion a cycle of physical phenomena, related by a chain of pure cause-and-effect dependent on immutable scientific laws and uninfluenced by any human intervention. *There is a clear avenue of communication from the musician to the listener.* If, while that avenue is open, and during the course of a program (which may be a church service or a football game), the musician happens to play a copyrighted musical composition, this is not by reason of any act, command

or request of the person operating the receiving set.

The foregoing reasoning is, in substance, that adopted by the District Judge in the instant case, *Buck v. Jewell La Salle Realty Co.,* 32 F. (2d) 366, and approved by the District Judge in *Buck v. Debaum,* 40 F. (2d) 734. No better test of the soundness of this reasoning can be suggested than that implied in the following question: if it be assumed that a person desires to afford to listeners a rendition of a particular musical composition, can he do so solely by means of a radio receiving set? See *Dunbar v. Spratt-Snyder Co.* (Ia., 1929), 226 N. W. 22, in which it was held that a radio receiving set is not a "musical instrument" within the meaning of that term as used in an Iowa exemption statute.

It seems unnecessary to comment at length upon the differences between radio reception and the playing of phonograph records, which are pointed out by the District Judges both in the instant case and in *Buck v. Debaum, supra.* The chain of purely physical events related by virtually instantaneous cause-and-effect, which occurs when a musician's performance is broadcast to listeners, has little resemblance to the slow succession of mixed physical events and human acts consisting of the manufacture of a disque recording a musician's performance, the retailing of the record, its purchase, and the eventual playing of it from time to time by individual purchasers. Once the broadcasting cycle of sound waves, electrical disturbances, and again sound waves is permitted to die away, the performance is over and has vanished into the past beyond recall. To be repeated the musician must play again. With each playing of a phonograph record, a new cycle of sound waves is

set in motion, the nature of which depends upon the choice and act of the person playing the record. See *Brand Co.,* 2 United States, 47 T. D. 40649-b. A. 8929 (1925), in which it was held that a radio set is not a "similar article" to a phonograph under the Tariff Act.

If any analogy is to be enlisted, let broadcasting be compared with the telephone and let phonograph-record playing be compared with reading a written letter delivered by the post-office. The letter may be read and re-read at the will of the addressee; the voice over the telephone cannot be heard again unless the original speaker calls a second time.

3. *The consequences, viewed either practically or from the standpoint of the orderly development of the law, require that radio reception be held not to constitute performance.*

For convenience, the construction of "perform" heretofore urged in this brief will be called the "single performance" theory; the construction urged by appellants will be called the "multiple performance" theory. The terms are, of course, derived from the consideration that under the former theory, the only performance which takes place is that of the musician, while under the latter every person who takes part in communicating the performance to listeners is himself a performer, with the result that each broadcasting of a musical composition involves "performances" by countless persons. It must be kept in mind that under this heading we assume the correctness of the partly legal conclusions which have found their way into the "Statement of Facts" in the certificate in the instant case, wherein the Court states with reference to the broadcasting station KWKC:

> "Such renditions and performances were public and were made available to the public, and were for the purposes of profit, both for said defendant and for others using the station or procuring their names or business to be mentioned over it" (p. 4),

in other words, that the broadcasting of a musical composition is a public performance thereof for profit.

The consequences of the "multiple performance" theory are such as to cause grave apprehension. They may be summarized as follows:

(a) *Effect on the audience of broadcasting stations.* The United States, unlike most of the other countries in the world, has not adopted the system of licensing or taxing radio receiving sets. In many foreign countries, where broadcasting stations are operated by the governments either directly or indirectly through government-controlled corporations, the proceeds of receiving-set license fees are used in part to defray the expense of operating the broadcasting stations. In the United States reception is "free" and by all portents will remain so. To this policy may be ascribed, at least in part, the fact that the United States is immeasurably in advance of the rest of the world in *per capita* ownership and use of radio receiving sets, and broadcasting is a far more effective and more popular means of mass communication than elsewhere. Adoption of the multiple performance theory will necessarily effect some reduction in the radio audience by making hazardous the operation of receiving sets in hotel

lobbies and hotel rooms, restaurants, retail radio stores, railroad club cars, dance-halls, theaters, moving-picture houses, hospitals and other public places. The copyright owners, who are given complete monopolies for the term of protection, without regulation as to rates and without restriction against discrimination, will be given power to impose burdensome, arbitrary, and discriminatory license fees on persons operating receiving sets in such places.

Even, however, should the copyright owners pursue a reasonable course, there is no way in which the receiving-set owner can protect himself fully against claim of infringement. During the period of five years ending in 1929 alone, there were copyrighted 130,234 musical compositions (Thirty-Second Annual Report of Register of Copyrights, June 30, 1929, p. 28). The receiving-set owner has no control over what will be broadcast by the many broadcasters to whose stations he may tune, and cannot be expected to ascertain each broadcaster's program in detail in advance. In fact, the broadcaster himself frequently does not know what musical compositions will be performed before his microphone, as in the case of a college band during a football game.

The certificate does not state, and appellants will not claim, that a receiving-set owner can obtain a license from the American Society which will protect him as to all music likely to be broadcast, or that there is not a large body of music not covered by any blanket license from any organization. Even if the certificate did so state, it cannot be assumed that the American Society, which after all is an organization of private individuals and not a govern-

mental institution, will continue in existence. It is not certain that such an organization, if it should have or acquire control of all or the larger portion of music used by broadcasting stations, would not violate the federal anti-trust laws. *United States v. Standard Oil Co.* (N. D. Ill., E. D., 1929), 33 F. (2d) 617.

(b) *Effect on use of devices similar to radio receiving sets.* If the operation of a receiving set is a performance, so also is the operation of an amplifier in a public hall, or one connected with a public hall and located in other rooms in the same building. The sound waves caused by the musician's performance on the stage are converted into electrical phenomena carried by wire to loudspeakers which reconvert the electrical phenomena into sound waves. Under the "multiple performance" theory, if in a large auditorium there are twenty amplifiers, twenty performances of the musical composition will take place in addition to that of the musician, and the proprietor will be liable for at least twenty-one times the minimum statutory damages.

(c) *Effect on analogous situations in broadcasting.* Broadcasting frequently involves much more complicated processes than those involved in the simple case where the broadcaster transmits the musician's performance directly from his studio to receiving sets. The three important situations, of which a number of variations are possible, and all three of which may be present in a given case, are the following:

Remote control broadcasting. The words "remote control" are here used to denote the fact that the performance takes place at some point other than the broadcasting station's studio (not, however, in-

cluding another radio station) with a wire connection from such other point to the station transmitter. Instances of this are legion and include churches, theaters, hotels, restaurants, dance-halls, the college gridiron, legislative halls, and many others, from which a variety of events may be communicated, usually including a large amount of copyrighted music. In a few cases, of course, the broadcaster controls the musician; in most cases, he does not. In many instances (*e. g.*, hotel and restaurant orchestras, under the doctrine of Herbert v. Shanley, 242 U. S. 591) the performance is already public and for profit, independently of the presence of the microphone. Yet it has been held by two District Judges sitting successively in the same case, first, that if the musician's performance is authorized then

> "Such broadcasting merely gives the authorized performer a larger audience and is not to be regarded as a separate and distinct performance of the copyrighted composition upon the part of the broadcaster." (*Jerome H. Remick & Co. v. General Electric Co.*, S. D. N. Y., 1924, 4 F. (2d) 160).

and second, that if the musician's performance is unauthorized then the broadcaster is guilty of "contributory infringement" (*same v. same,* 16 F. (2d) 829). There is nothing in either opinion to indicate whether the broadcaster knew that the original performance was unauthorized, and only the first opinion clearly recognizes the distinction between *performing* (either directly or through an employee) and *communicating another's performance.*

Network or chain broadcasting. In this situation

the original performance takes place at the studio (or at a remote control pick-up point) of the key-station of a network of broadcasting stations interconnected by wire, and is broadcast simultaneously both from the key-station and each of the interconnected stations. The latter are for the most part separately owned and operated, and only a comparatively small portion of their daily schedules consists of chain programs. Each station transmits to its own audience the performance relayed from the key-station. Such hook-ups vary from two to over a hundred stations for a single program. Does each station "perform" the musical composition which is already performed by the musician?

International or relay broadcasting. In this situation the original performance takes place at the studio (or at a remote control pick-up point) of a foreign broadcasting station, usually in Europe, and is broadcast by that station to its own audience on its regular broadcasting wave length. The same performance is simultaneously transmitted by "short waves" (radio waves with a high frequency which, because of their peculiar properties, are useful for communication over very long distances) to all parts of the world, where they may be captured and utilized directly by persons having receiving sets adapted for such reception. These waves are also received at broadcasting stations in the United States (usually at the key-stations of national networks), relayed to other stations by wire, and broadcast to the public. In this kind of broadcasting, while the process is much more complicated and involves the opening of more gateways before there is a clear avenue of communication from the musician in Europe to the listener

in the United States, the cycle of events is still one of purely physical cause-and-effect, resembling international telephony. No station in the United States has control over the musician's performance in Europe. A particular musical composition may have fallen into the public domain in Germany and yet have copyright protection in the United States. Is each station in the United States a "performer" of the composition which it transmits under such circumstances?

(d) *Effect on orderly development of sound legal principles.* Sufficient has been stated to show that under the "single performance" theory, a very desirable logic and simplicity will rule the juridical relations between the parties. Under the law the copyright owner has complete control over the original performance, and by exercising that control he may make impossible any communication of that performance to the public by radio broadcasting and reception. No one else has that power, neither the receiving set operator, nor the member station of a network, nor the station receiving a program by short waves from abroad, nor the station receiving a program from a remote control pick-up point.

If, however, the copyright owner is to be given such rights against those who merely communicate a performance (and we do not agree that he should be), let it be done not by a strained judicial construction of the word "perform," but by legislation in which to "communicate" a copyrighted work is specifically made an infringement. This has been recognized by Congress in legislation now pending before it (the Vestal Copyright Bill, H. R. 12549, 71st Congress, 2d session, Report No. 2016) which was passed by the

House of Representatives on January 13, 1931; Section 1 (g) enumerates *communication* to the public for profit by wire or by radio broadcasting as an exclusive right of the author separate and apart from a public performance for profit, which is enumerated as Section 1 (d).

The "multiple performance" theory will wholly or partially block development of legal principles which, as is already apparent, will be necessary to the future protection of the broadcaster, particularly if and when practical radio television is achieved. The broadcast program, made up though it is in large measure of the works of others, calls for creative effort and genius, and is susceptible of unauthorized appropriation to the unjust enrichment of the appropriators. The nature of the practices against which the broadcaster will need protection is clearly indicated by occurrences which have already taken place in both the United States and Europe. To avoid enumerating these practices we take the liberty of citing a chapter in the leading American treatise on radio law, and a portion of the leading German treatise on radio law. Stephen Davis, *Law of Radio Communication,* New York, 1927, Chapter IX on "Control of Broadcast Programs," p. 140; Dr. Eberhard Neugebauer, *Fernmelderecht mit Rundfunkrecht,* Berlin, 1929, pp. 707 *et seq.* These practices indicate that, to attain the needed protection, the broadcaster may eventually have to have control over unauthorized commercial exploitation of his programs by persons operating receiving sets, either by the extension of existing recognized principles such as those governing unfair competition, or by legislation. If the copyright owner, who has already been paid by

the broadcaster for the use of his work in a program, is also to control the receiving set operator, it is unlikely that the broadcaster's claims against the same person will ever be recognized.

Point II.

If the Communication by Receiving Set Referred to in Point I is a Performance of the Musical Composition, then the Broadcaster Does Not Perform Publicly.

Under Point I we have assumed that the broadcaster gives a public performance for profit of each musical composition he transmits, at least where the original performance takes place in his studio or by a musician in his employ. The Circuit Court of Appeals has specifically made the same assumption in its certificate (p. 6). Whether or not these assumptions are correct involves the soundness of the decisions in M. Witmark & Sons v. L. Bamberger & Co. (D., N. J. 1923), 291 F. 776; Jerome H. Remick & Co. v. American Automobile Accessories Co. (C. C. A. 6th, 1925) 5 F. (2d) 411 (certiorari denied, 1925, 269 U. S. 556), and perhaps also Jerome H. Remick & Co. v. General Electric Co. (S. D. N. Y., 1926), 16 F. (2d) 829, as contrasted with the decision of the lower court in Jerome H. Remick & Co. v. American Automobile Accessories Co. (S. D., Ohio, W. D., 1924) 298 F. 628, and the interlocutory decision in Jerome H. Remick & Co. v. General Electric Co. (S. D., N. Y., 1924), 4 F. (2d) 160.

It will suffice to point out that the leading case holding the broadcaster to be engaged in a public performance for profit, the decision of the Sixth Cir-

cuit Court of Appeals, *supra* (in which certiorari was denied by this Court), is based on the theory that persons gathered about receiving sets are listening to a performance by the broadcaster and not a multitude of performances by receiving-set operators. This is clearly indicated in the following paragraph from the court's opinion:

> A performance, in our judgment, is no less public because the listeners are unable to communicate with one another, or are not assembled within an inclosure, or gathered together in some open stadium or park or other public place. Nor can a performance, in our judgment, be deemed private because each listener may enjoy it alone in the privacy of his home. Radio broadcasting is intended to, and in fact does, reach a very much larger number of the public at the moment of the rendition than any other medium of performance. The artist is consciously addressing a great, though unseen and widely scattered, audience, and is therefore participating in a public performance. (p. 412.)

It is the purpose of this portion of our brief to demonstrate that if the appellant's theory be correct, the conclusion reached by the Sixth Circuit Court of Appeals is erroneous.

(1) *If appellant's theory is correct, every person operating a receiving set "performs", the only audience consists of persons listening to loudspeaker performances, and therefore the broadcaster's "performance" is not public.*

Under our Point I (1) we have argued that the proper construction of the word "perform" is inde-

pendent of whether the receiving set is operated in public or in private. Under appellants' theory, *all* persons operating receiving sets become "performers." *All* persons hearing the resulting sound waves are listening to performances by the receiving set operators. *No* member of the public is listening to the performance which takes place in the studio of the broadcasting station.

If all this be so, the broadcaster has no audience. He may be guilty of a mere performance in the privacy of his studio, but it does not become public by reason of his broadcasting.

Nor is the theory of "contributory infringement" appropriate, unless it be held that every receiving set operator, public or private, contributes to the infringement by converting the inaudible into the audible. It is the aggregate of listeners, in private homes as well as in public places, which constitutes the public referred to in the above-quoted portion of the decision of the Sixth Circuit Court of Appeals.

(2) *If the analogy between broadcasting and phonograph record is correct, then it is clear that the broadcaster does not publicly perform the musical composition; he merely manufactures a fleeting record by modulating radio waves.*

It will be contended that there is no difference "in principle between playing by phonograph a record impressed on bakelite and playing by radio receiver a record impressed on the ether." (Buck v. Jewell-LaSalle Realty Co., 32 F. (2d) 366, 367.) We are content to accept the contention as correct since its necessary corollary is that broadcasting does not involve a public performance.

It has never been held, or even suggested, that the manufacture of a phonograph record is a public performance of the musical composition impressed on the record; such a holding would necessarily assume that the "public" to which the composition is communicated, consists of the persons who may eventually hear the records played on phonographs. Prior to the Copyright Act of 1909, which for the first time protected the composer against the use of his composition in records or other instrument for mechanical reproduction, the recording of a musical composition in the form of a phonograph record or a perforated piano player roll was not a "copy" of the composition (White-Smith Publishing Co. v. Apollo Co., 209 U. S. 1; Stern v. Rosey, 17 App. D. C. 562). By virtue of amendments to the previous statute, embodied in Sec. 1 (e) of the Copyright Act of 1909, the composer was given the additional exclusive right

> "for the purpose of public performance for profit, and for the purposes set forth in subsection (a) hereof, to make any arrangement or setting of it or of the melody of it in any system of notation or any form of record in which the thought of an author may be recorded and from which it may be read or reproduced."

Thus Congress has not described the manufacture of records as a performance but has given it a separate classification. It has not yet provided a classification which covers the "manufacture" of modulated radio waves.

Without the acts of receiving-set operators (who, according to appellants, are performing just as they would if they were playing phonograph records), the Hertzian waves, launched into the hypothetical ether

from the broadcasting station antennae, would speed to the outer limits of the universe, unheard and unintelligible, as mute as a disque of bakelite when the phonograph is not in motion.

CONCLUSION.

This case, we believe, presents three possible alternative answers to the question certified: (1) that urged under Point I of our brief, the "single performance" theory, (2) that urged by appellants, the "multiple performance" theory, and (3) that urged under Point II of our brief, by which the phonograph analogy is accepted with its logical corollary, *i. e.,* that the broadcaster does not perform publicly. Of these, the National Association of Broadcasters, Inc., urges the Court not to adopt the second, both because of its inherent unsoundness and because of its unfortunate consequences. The third has some measure of logic to support it although it is not free from objection as to its consequences.

The National Association of Broadcasters, Inc., urges that this Court either (1) answer the question in the negative or (2), if the Court should answer it in the affirmative, it do so according to principles under which it will be held that the broadcaster, in the circumstances indicated, does not perform the copyrighted musical composition publicly.

Respectfully submitted,

Louis G. Caldwell,
Philip G. Loucks,
Counsel for National Association of Broadcasters, Inc., as Amicus Curiae.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

February 7, 1931

"BY THEIR FRUITS YE SHALL KNOW THEM"

This doctrinal declaration recorded by St. Matthew twenty centuries ago in his Biblical writings has just been adopted by the Court of Appeals of the District of Columbia as the controlling legal principle in the relicensing of broadcasting stations.

Sustaining the Commission's action in denying to the K F K B Broadcasting Association Inc. a renewal of Station K F K B's license on 1050 kc with 5 KW power (limited time) at Milford, Kansas, the Court took occasion to enunciate a far-reaching rule to be followed in all cases where stations fail to adequately meet the standard of public interest, convenience and necessity. The decision was handed down February 2, 1931 and is as yet unreported.

The court found that Dr. J. R. Brinkley was actually in control of the station and that his "medical question box" was devoted to "diagnosing and prescribing treatments of cases from symptoms given in letters" written by patients he had never seen. The court ruled that Station K F K B was conducted "only in the personal interest of Dr. J. R. Brinkley" and that the "medical question box" conducted by him was "inimical"to public health and safety and for that reason is not in the public interest.

In considering an application for a renewal of license, an important consideration is the past conduct of the applicant, the court held, adding that "by their fruits ye shall know them."

The question of censorship was not involved in the case, the court stated, because "there has been no attempt on the part of the Commission to subject any part of appellant's broadcasting matter to scrutiny prior to release." The prohibition against censorship in the law does not preclude the Commission from its undoubted right to take note of a station's past conduct.

Stations operated carelessly and without due regard to the general interests of the public they serve, will find a note of warning in the Brinkley decision. Now that doubt has been removed from its authority, the Commission will probably enter upon a campaign to rid the country of stations failing to meet the standard of public interest.

COMMERCIAL COMMITTEE MEETING FEBRUARY 14

A joint meeting of the Commercial Committee of the National Association of Broadcasters with the Radio Committee of the American Association of Advertising Agencies will be held in New York on Friday, February 13. This meeting will be preceded by a meeting of the NAB Commercial Committee. Many interesting commercial questions have been submitted to the committee and all of these will receive consideration during the two-day meeting.

- - - -

DO YOU UNDERSTAND COPYRIGHT?

What is the solution to the present copyright question? Will the Vestal Bill help? What about the American Society and the future?

Copyright will be one of the broadcasters' most troublesome questions for some time to come. Its solution depends upon every broadcaster understanding the problem. Every broadcaster will want to read the complete discussion of the copyright question as it effects broadcasting which is now published in the Proceedings of the Eighth Annual Convention of the National Association of Broadcasters. The question is discussed by E. C. MILLS, former general manager of the American Society and now president of Radio Music Company: and LOUIS G. CALDWELL, former general counsel of the Commission and special counsel to the NAB Copyright Committee.

The Proceedings contain discussions of every phase of the broadcasting business. A limited supply of copies are available at $5.00 per copy. Your check should be made out to the National Association of Broadcasters and mailed to the National Press Building, Washington, D. C. Orders will be filled in the order received until the supply of copies is exhausted.

THERE WILL BE NO REPRINT.

- - - -

ENGINEERING COMMITTEE ARRANGING STUDY

The Engineering Committee of the National Association of Broadcasters, headed by John V. L. Hogan, New York, is arranging to make a complete study of the broadcasting engineering plan offered to the Federal Radio Commission by Commander T. A. M. Craven, former acting chief engineer of the Commission. Chairman Hogan is planning to call a meeting of his committee in the near future for the purpose of making a preliminary study and report on the plan in which every broadcasting station in the United States has an interest.

- - - -

KOH JOINS COLUMBIA

KOH, Reno, Nevada, will become a link in the CBS on February 15.

- - - -

FIGHT LOOMS ON FESS BILL

The National Committee on Education by Radio, headed by Joy Elmer Morgan, has just received a donation of $200,000. from the Payne Fund which will be used to secure enactment by Congress of the Fess Bill to set aside 15 per cent of the present band for educational purposes. The NAB is opposed to this bill and will be prepared to wage a successful fight against it if the moral and financial support of all broadcasting stations can be mobilized. Passage of the Fess bill would mean a new reallocation which would result in virtually every commercial station in the country being forced into power reduction, frequency change and further uneconomic time division. The bill has enormous support in Congress and can be defeated only if broadcasters will organize their maximum strength under the NAB.

- - - -

RADIO STATUTES COMPILED

Elmer A. Lewis, superintendent of the House Document Room, has compiled the 20 radio acts passed by Congress since 1910. Your Congressman or Senator may be able to secure copies for you.

- - - -

NEW WE 100-WATTER IN AUGUST

The Western Electric Company plans to have ready for marketing in August a new 100-watt transmitting set, according to information received this week.

- - - -

BETTER PROGRAM CHECK SOUGHT

The Commission is requesting prices for the purchase of recording apparatus which would be used in making permanent records of broadcast programs to be used as evidence in passing upon renewal applications. It now has access to such a device privately-owned but has not as yet put it to use.

- - - -

VESTAL BILL STILL MUCH ALIVE

The Senate Patents Committee will hold a meeting next week for the purpose of considering the Vestal Copyright Bill, which already has passed the House. An attempt will be made to have the Committee report the bill favorably to the Senate next week and there is strong sentiment for Senate action before adjournment of the Congress. There are numerous amendments to be considered, among them are 19 submitted by the NAB on behalf of the broadcasters of the United States. Unless these amendments are incorporated in the bill, the broadcasters will have to throw their organized strength against passage of the measure. Watch next week's bulletin for developments.

- - - -

[illegible] OF THE [illegible]

[illegible]

- - - -

[illegible] CONDITIONS

[illegible]

- - - -

[illegible] IN [illegible]

[illegible]

- - - -

[illegible] FOREIGN [illegible]

[illegible]

- - - -

[illegible] DEAN [illegible] [illegible]

[illegible]

- - - -

MADRID COMMITTEE TO MEET

A general meeting of the Radio Regulations Committee preparing for the Madrid Conference is scheduled for Wednesday, February 11, 1931, in the offices of the Commission. At this meeting final reports of the three Committees preparing U.S. proposals on the regulations will be made.

M. D. GETS COMMITTEE APPOINTMENT

The Managing Director of the National Association of Broadcasters has been named a member of the Membership Committee, American Section of the International Committee on Wireless Telegraphy. Senator-Elect Wallace H. White, jr. of Maine, is president of the American Section.

FIVE NEW MEMBERS WELCOMED

Stations W R A K, Williamsport, Pa.; W G A R, Cleveland, Ohio; W J B K, Detroit, Mich.; K Q V, Pittsburgh, Pa.; and W T O C, Savannah, Georgia, this week filed applications for memberships in the NAB. The Broadcasters' News Bulletin is pleased to welcome these five stations into the Association.

EDWARDS HEADED FOR COAST

S. W. Edwards, former Federal Radio Supervisor at Detroit, left Washington last week for a trip to the Pacific Coast. He will stop off at Grand Island, Nebraska, to inspect the government's giant monitoring station there, which he designed and constructed. According to Martin Codel, radio editor of McClure Newspaper Syndicate, "tests already conducted have brought in stations on all of the continents, including speech and music being broadcast on long, intermediate and short waves from England, France, Germany, Russia, Japan and Java." Although the plant has cost the Government about $250,000, it has failed to appropriate the $100,000 needed to man the station with adequate engineering personnel.

WALKER NAMED EXAMINER

Ralph L. Walker, formerly a member of the legal staff of the Commission, has been appointed as an examiner, bringing the number of examiners up to four. Ellis A. Yost, is chief of the examiners' division, which includes Elmer W. Pratt and R. H. Hyde. Mr. Walker is an attorney and has had wide experience at the Commission's table in hearings during the past year.

W A B C PETITION DISMISSED

The New Jersey Supreme Court has refused to review the decision of the Public Utilities Commission granting Station WABC authority to construct its new 50 KW transmitter in Wayne County, N. J. The petition for review filed by Richard E. O'Dea, Station WODA, Paterson, N.J. was dismissed for procedural reasons.

SYNCHRONIZED CHAIN RUMOR REVIVED

Rumors that a large motion picture corporation is contemplating the construction of a national system of synchronized broadcasting stations with an important New York station as key, have been revived. If such a system is contemplated it has not been officially brought to the attention of the Commission. No applications proposing such a system have been filed by any applicant.

SHORT WAVE CASES MARCH 16

The Commission has fixed March 16 for a hearing in the short wave cases in which the Universal Wireless Communications Inc. bankrupt radio telegraph company, has been summoned to show cause why 40 frequencies allocated to it in December, 1928, shall not be recaptured by the Commission for reallocation in line with the decision of the Court of Appeals of the District of Columbia.

STATIONS WARNED OF G. O. No. 97

The transmitters of a number of broadcast stations do not conform to the terms of General Order 97, according to a letter sent out by the Commission during the past week. Licenses after April 30, will be issued only in accordance with this order, the Commission announced. The equipment of the stations concerned does not meet the requirements of the Commission in either one or more of the following respects: 1. The maximum rated carrier power of the transmitter is less than the licensed power; 2. The maximum percentage of modulation is less than 75%, as specified in Section 1 of the Order, and; 3. The operating current and voltage of the final radio stage as specified in the last renewal license gives a power output, which is less than the licensed power under the terms of General Order 91. It should be noted this letter pertains to conditions as outlined in renewals for October 31, or license in effect, January 1, 1931. If construction permits are outstanding, or applications have been filed, which would correct these conditions, this letter from the Commission may be ignored, provided the proposed installations can be completed and in operation to conform to the Order before April 30. The Commission calls attention to the known engineering principle that a 100-watt station using 100% modulation will render far better service and give greater coverage than a 500-watt station with 40% modulation. The coverage factor in a station is a function of power and modulation, but the heterodyne interference depends on power alone, and is not changed by modulation.

MYSTERY STATION ON 1370 KC

A mystery station will broadcast on 1370 kc from two to three the morning of February 9, according to an announcement of C. M. Falconer, chairman of the program committee of the Newark Evening News Radio Club. The identity of this station is purposely being withheld. On this same morning, W Q D M, St. Albans, Vt. will broadcast a program from three to four-thirty on 1370 kc. On February 10, 10BF, Wingham, Ont. will broadcast from 1.00 to 2.30 a.m. on a frequency of 1190 kc. C K X, Brandon, Manitoba, will broadcast from 2.00 to 3.00 a.m. on 540 kc. On Friday, February 13, W P A W, Pawtucket, R. I. will broadcast a special program on 1210 kc starting at 10.30 p.m. and ending on Saturday morning at 1.00 o'clock.

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	C. M. Schaap Ft. Collins, Colo.	Requests C.P. 1200 kc. 15 watts, share with KGEK equally if S-P-B-1816 (designated for hearing Dec. 19) is granted, or one third time sharing with KGEK and KGEW if said appl. is denied.
KLCN	Chas. Leo Lintzenick Blytheville, Ark.	Requests Mod. of Lic. to increase operating power from 50 to 100 watts.
NEW	New Philadelphia Brdctg Co. New Philadelphia, Ohio	Requests C.P. to erect new station on 1370 kc with 100 watts.
WNBO	John Brownlee Spriggs Washington, Pennsylvania	Requests C.P. install new eqpt and increase 250 Watts, L.S.

EXAMINERS' REPORTS

In re application of Louis G. Baltimore (W B R E) for renewal of license on 1310 kc, 100 W. unlimited time, Docket 928, Report 60, by Examiner Pratt recommends denial of application.

In re application of Louis Falconi, Roswell, New Mexico, for construction permit to erect new station on 1300 kc with 15 W. and daylight hours of operation, Docket 1065, Report 61, by Examiner Hyde recommends denial of application as in the case of defaults.

In re application of Mayfield Music Company, Hutchinson, Kansas, for construction permit to erect new station on 1170 kc with 200 W. and daylight hours of operation, Docket 944, Report 62, by Examiner Hyde recommends denial as in the case of defaults.

In re application of Bensberg's Music Shop, El Dorado, Arkansas, for construction permit to erect new station on 1500 kc with 100 W. and daylight hours of operation, Docket 899, Report 63, by Examiner Pratt recommends denial of application.

In re application of E. R. Bennett, El Dorado, Arkansas, for construction permit to erect new station on 1200 kc with 20 W. and daylight hours of operation Docket 890, Report 63, by Examiner Pratt recommends denial of application.

CONSTRUCTION PERMITS GRANTED

During the current week the Commission granted construction permits to the following stations authorizing the installation of new equipment and changes in present transmitters to conform to the terms of General Orders 91 and 97: WLIT, Philadelphia, Penna.; KGA, Spokane, Wash.; WJJD, Mooseheart, Ill; WFI, Philadelphia, Penna.; WHEC, Rochester, N. Y.;KPQ, Wenatchee, Washington.

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, February 9th. All hearings commence at 10 a. m.

MONDAY, February 9, 1931

WEDH	Erie Dispatch Herald Broadcasting Corp. Erie, Penna.	C. P.	940 kc Unlimited	500 W Time
		Present Assgn.	1420 kc Unlimited	30 W Time

NOTIFIED: WKJC, WAAT, WCSH, WFIW, WDAY, WRC, WIBG, KDKA, WIOD, WLBW

WLBW	Radio-Wire Program Corp. of America, Oil City, Pa.	C. P.	1260 kc Unlimited time	500 W 1 KW LS
		Present Assignment.	1260kc Unlimited time	500 W 1 KW LS

Applicant requests authority to erect a new transmitter at Erie, Pa. to synchronize with present transmitter at Oil City, Pa., experimentally.

NOTIFIED: WEDH

NEW	John Magaldi, Jr., Philadelphia, Pa.	C. P.	1420 kc	250 W

Daytime hours except on Sunday, then 6 P.M. to 1 A.M.

NOTIFIED: WILM, WTBO, WHP, WCBA, WSAN, WBBC

WEDNESDAY, February 11, 1931

NEW	J. E. Richards, Greenville, S. C.	C. P.	1200 kc Unlimited time	100 W

NOTIFIED: WRBL, WFBC, WEHC, WSOC,

WPTF	Durham Life Ins. Co., Raleigh, N. C.	C. P.	680 kc	5 KW LT

Also requests change in transmitter location from 400 Fayetteville St., Raleigh, N.C. to 7 mi. west of Raleigh.

	Present Assign.	680 kc	1 KW LT

NOTIFIED: KFEQ, KPO

WRBT	Wilmington Radio Assn., Inc., Wilmington, N.C.	C. P.	1320 kc Unlimited time	1 KW

NOTIFIED: WADC, WSMB, WSJS

NEW	W. T. Hamilton, Greenville, S. C.	C. P.	1240 kc Unlimited time	500 W

NOTIFIED: WXYZ, KTAT, WACO, WRBL

NEW	The Greenville News-Piedmont Co., Greenville, S.C.	C. P.	1180 kc	1 KW LT

NOTIFIED: WMAX, WDGY, WHDL, KEX, KOB

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WDAY	WDAY, INCORPORATED Fargo, North Dakota	940	----	Cons.Permit application resubmitted to change equipment increase power 1 to 5 KW. on 940 kc
NEW	CONARD STUDIO Garden City, Kansas	----	1370	Cons.Permit new station 1370 kc., 100 watts, and unlimited time.
KLZ	THE REYNOLDS RADIO CO. INC. Denver, Colorado.	560	1270	Request for authority to experimentally use 1270 kc. for a period of 10 days between 12:00 A.M. and 6:00 A.M.
KPOF	PILLAR OF FIRE Denver, Colorado.	880	----	Mod. of License increase power to 1 KW. day and 500 watts night on 880 kc.
NEW	BERKS BROADCASTING COMPANY Reading, Penna.	----	830	Cons.Permit new station 830 kc., 1 KW., daytime hours.
KMA	MAY SEED & NURSERY COMPANY Shenandoah, Iowa.	930	710	Mod. of License amended application now request authority to operate limited time on 710 Kc.
KQV	DOUBLEDAY-HILL ELECTRIC COMPANY Pittsburgh, Penna.	1380	----	Request for authority to voluntarily assign license to KQV BROADCASTING CO.
KVL	KVL INCORPORATED Seattle, Washington.	1370	----	Mod. of Cons.Permit to move studio and Transmitter to Benjamin Franklin Hotel, Seattle, Washington.
KFUO	EVANGELICAL LUTHERAN Synod of Missouri, Ohio and other States Clayton, Mo.	550	----	Request for authority to measure power of station by direct antenna input method.
KFUO	EVANGELICAL LUTHERAN SYNOD of Missouri, Ohio, and other States, Clayton, Mo.	550	----	Requests authority to install automatic frequency control.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WOW	WOODMEN OF THE WORLD LIFE INSURANCE ASSOCIATION, Omaha, Nebraska.	590	----	Mod. of License to increase power from 1 KW. to 5 KW. on 590 kc.
KFKB	THE KFKB BRDCSTG. ASSN. INC. Milford, Kan.	1050	----	Vol. Assgn. Lic. to THE FARMERS & BANKERS LIFE INSURANCE COMPANY
WDAY	WDAY, Inc., Fargo, N. D.	940	----	Mod. Lic. to increase power from 1 to 5 KW. on 940 kc.
WOMT	FRANCIS M. KADOW, Manitowoc, Wisconsin.	1210	----	C. P. to make changes in equipment.

LICENSE APPLICATIONS RECEIVED

During the current week, the Commission received the following applications for licenses to cover construction permits which had been previously authorized by Commission action: WJSV, Alexandria, Va; WRAK, Williamsport, Penna; KFJI, Astoria, Ore; KGB, San Diego, Calif; WRAW, Reading, Penna; KJR, Seattle, Wash.

REGIONALS RENEW 5 KW REQUESTS

Regional stations on 590 and 940 kc--WEEI, Boston, Mass., KHQ, Spokane, Wash., WOW, Omaha, Nebr., WCSH, Portland, Me., WDAY, Fargo, N. D., WFIW, Hopkinsville, Ky., and KOIN, Portland, Ore.-- whose applications to increase power to 5KW were returned by the Commission as being contrary to the terms of General Order 40, have been refiled with requests that hearings be granted. This is obviously a direct attack on the validity of the order. The Commission has not yet taken action on these applications.

STATION K F N F RAISES RELIEF FUND

Station K F N F, The Henry Field Company station at Shenandoah, Iowa, has been instrumental in raising more than $10,000 for Arkansas famine relief. This information was contained in a telegram from Henry Field, which was inserted in the Congressional Record February 3, 1931, by Senator Smith W. Brookhart of Iowa.

APPLICATIONS GRANTED

The following applications were granted by the Commission at its session during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
WOCL	A. E. NEWTON Jamestown, N. Y.	Granted C.P. to install new eqpt increasing licensed power from 25 to 50 watts, and move studio locally in Jamestown.
KGNF	HERBERT LOGAN SPENCER N. Platte, Nebraska	Granted consent to vol. assignment of license to Great Plains Broadcasting Co.
WPTF	DURHAM LIFE INS. CO. Raleigh, N. C.	Granted Authority to operate until 9:30 PM, EST, Feb. 12th, in order to broadcast speech by Chairman Legge of Federal Farm Board.
WOKO	HUDSON VALLEY BROADCASTING CO. Poughkeepsie, N. Y.	Granted permission to be off the air two or three weeks while transmitter is being moved.
WQDM	A. J. St. ANTOINE St. Albans, Vt.	Granted permission to broadcast Friday Feb. 6, from 7 to 8 PM, with 5 Watts power only.
WODX	MOBILE BROADCASTING CORP. Mobile, Ala.	Granted auth. to operate with power output of about 360 watts for several days until permanent repairs can be made to transm. in order that operation will be at regular licensed output which is 500 watts.
WOBU	WOBU, Inc. Charleston, W. Va.	Granted Mod. of C.P. to change location of transm. and studio locally and install new equipment to conform to G.O. 91 and 97.

DELAWARE AND VERMONT FIGURES RELEASED

More than one half the families in Wilmington, Delaware, own radio receiving sets, according to a report issued by the United States Census Bureau this week. Out of a total of 25,694 families there are 13,720 who own radio receivers in that community. In the State, 45.8%, or 27,183 out of 59,295 families have receivers.

In Vermont, 39,913 families have receiving sets, or 44.6% of the total families have receiving sets in the state. Copies of these reports may be obtained by writing to the Bureau of Census, Washington, D. C. or to NAB Headquarters, National Press Building, Washington, D. C.

DEPRECIATION RATES AVAILABLE

The National Association of Broadcasters has secured from the Valuation Division of the Internal Revenue Bureau a schedule of depreciation rates for broadcasting stations which will prove helpful in the preparation of income tax returns. Copies of the Special Bulletin containing the rates may be secured without charge by addressing a request to the Managing Director, National Association of Broadcasters, National Press Building, Washington, D. C.

COPIES OF BRIEF AVAILABLE

There are still available for distribution a small number of copies of the brief filed by the N A B in the Geno Buck, as president of the American Society et al v. Jewell-La Salle Realty Company case which will be argued in the Supreme Court of the United States this Spring. Until the supply is exhausted, copies will be sent to all stations requesting copies. Address your request to NAB Headquarters.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations In the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

February 14, 1931

COPYRIGHT BILL CONSIDERED

The Senate Patents Committee held three meetings this week to consider the Vestal copyright bill with a view to reporting it favorably to the Senate at the earliest possible date. It is impossible to predict what will happen to the amendments proposed by the National Association of Broadcasters for the purpose of protecting the interests of all broadcasters.

There is a determined effort to have the Senate pass the bill at this session. There are those who have "rushed into print" with statements entirely unfair to the radio industry. They have charged that broadcasters are blocking meritorious legislation because they would be prevented from having free use of copyrighted works for their own commercial exploitation.

Clearly, this is misrepresentation. Broadcasting has furnished a new and valuable market for the works of composers and authors. Composers and authors need the broadcasting market and broadcasters need their product. The broadcasting industry is honest. It has no desire to steal and exploit the works of composers and authors. It desires to encourage creative work in order that there be a never-ending supply of music. It is willing to pay reasonable compensation for the use of copyrighted music in order that the American public may enjoy the best programs the art is able to furnish. Last year more than a million of dollars was paid by broadcasters to different organizations controlling public performance rights of authors and composers.

Broadcasters are only seeking what all others are seeking in the Vestal bill - protection. Broadcasters believe that their business, which the courts have declared to be "impressed with a public interest," is entitled to adequate protection against unjust exactions and exploitation in the future. Broadcasters owe it to the millions of the American public it serves to see to it that it is protected. The Congress of the United States owes the same duty to the American public. The Congress, by law, has declared that a broadcasting license is granted in trust for the public. It must protect the trust it grants.

In asking Congress for reasonable consideration the broadcasters have sought only for protection against the possible misuse of the copyright privilege. They have no quarrel with the legitimate composer, author or publisher of music or literature. They ask only that the storehouse of music and letters which already under the Constitution belongs to the American public shall

not be systematically raided for private profit, and that before the owner of a copyright monopoly can claim damages for innocent infringement he shall be required to have given public notice of his ownership. Certainly this is not denying to creative genius any of its legitimate rights.

During the past few days, there has been circulated a false interpretation of the meaning of one of the amendments which was submitted to the Senate Committee on patents in behalf of the broadcasters. This interpretation has been to the effect that the broadcasters are endeavoring to secure the right to broadcast copyrighted works for the first three months after registration without any liability whatsoever. In a letter to Senator Waterman, Chairman of the Senate Committee on Patents, Louis G. Caldwell, Special Counsel for the Association, pointed out the complete lack of any basis for the interpretation. Among other things, he called attention to the fact that under the amendment in question, a broadcaster would still be liable for a sum of from $1500 to $2000 a day for the broadcasting of musical compositions without a license, even if the broadcaster were entirely innocent with respect to each musical composition used, and that this would be true even in cases where there had been no copyright notice or registration in Washington. Where the infringements are wilful or intentional, the liability would be much larger. The purpose of the amendment in question is simply to prevent unfair advantage being taken of the broadcaster by last-minute registration and to subject him only to innocent infringement damages where he is thus imposed upon. It was also pointed out that somewhat the same protection against imposition could be achieved by another method, namely, the elimination of minimum damages for innocent infringement so as to permit a court to assess only nominal damages where any unfair advantage has been taken of the broadcaster.

The charge that broadcasters are endeavoring to kill the Vestal bill to promote their selfish interests is unfair. Broadcasters are asking only for fair treatment. Nothing can be gained by confusing the issue and misrepresenting the facts before the American people and the Congress. Broadcasters are fighting fairly and openly for what they conceive to be their rights under our form of Government. Their fight is the fight of the millions of the public who daily enjoy, without cost, the finest radio entertainment in the world.

- - -

COMMISSION ADOPTS G. O. 105

The Commission on February 12 adopted G. O. 105, which is designed to define (a) the broadcasting day; (b) test or experimental period; (c) unlimited time stations; (d) stations sharing time; (e) limited time and day stations; (f) power reduction at sunset; (g) part time stations. Only a careful analysis of the order in the light of existing situations will reveal the effect of the order. Stations now licensed as dividing time but operating simultaneously during daylight hours should give careful study to the order and other stations not using all available broadcasting time may be compelled to fill up their schedules or face reduction of time. The Commission is mailing copies of the order to all stations. These should be studied very carefully. The order is simply an attempt to carry out the unwritten policy of the Commission with several innovations in the practice.

- - -

February 14, 1931

SENATOR DILL DEFENDS BROADCASTERS

Senator C. C. Dill of Washington, has been the broadcasters' staunch friend during the copyright controversy. Backed by the support of the broadcasters through the NAB, Senator Dill demanded hearings on the Vestal Bill and hearings were held. He has declared that the rights of broadcasters must be adequately protected before he will support the measure. Defending your business on the floor of the Senate, he said:

"A large number of Senators have asked me about the bill (Vestal Bill) and have inquired why it cannot be speedily reported and acted upon by the Congress. The report in the newspapers to the effect that the bill is being delayed in committee because the broadcasters want a provision so that they may use copyrighted material without cost is simply ridiculous * * *

"We have built up an orderly system of copyrights. The bill now pending in the committee proposes to wipe out that entire system. The measure is so revolutionary in its nature that it simply cannot be acted upon hastily, and unless amendments can be provided that will safeguard and protect the public the bill should not be passed.

"I want to call the attention of Senators to the fact that the enjoyment of patent and copyright monopoly flows from the Constitution of the United States and the laws passed by Congress under the Constitutional provision. A grant of monopoly is against the public and the public has a right to know what is copyrighted, by whom it is copyrighted, and the definite period for which it is copyrighted.

"We want to revise the copyright statute, but we want to be sure when we shall have revised it that we will not be destroying a system that has served our people with reasonable satisfaction during our entire history."

Proponents of the measure have been extremely active and are holding meetings almost daily to discuss ways and means of having the bill acted upon before March 4. You should advise your Senators that the bill must not be permitted to pass unless broadcasters are given the protection our business requires. Support for the measure in the form in which it passed the House is strong in the Senate and broadcasters must act in unison if their rights are to be safeguarded.

- - - -

PUBLIC HEARS CELEBRITIES

A world-wide radio hook-up carried the voice of Pope Pius the Eleventh to every part of the globe on February 12. Both the NBC and CBS networks distributed the program from the Vatican in Rome to the American people. Incidentally, the greatest array of celebrities ever to broadcast in a single day were heard on Lincoln's Birthday. In addition to the Rome broadcast, President Hoover, Vice-President Curtis, Chief Justice Hughes, Attorney General Mitchell, Secretary of Interior Wilbur, Secretary of Labor Doak, Judge J ohn Barton Payne, Brigadier-General Frank T. Hines, Governor Parnell of Arkansas and Governor Case of Rhode Island, were heard by the American people via radio on February 12.

- - - -

February 14, 1931

RADIO BILL REPORTED BY SENATE

The Senate Committee on Interstate Commerce has reported favorably to the Senate H. R. 11635 proposing amendments to the Radio Act of 1927. The bill as reported (S. Rept. 1578) includes a number of amendments to the measure as introduced by Senator-elect White which was passed by the House on April 30, 1930.

The bill excludes the Virgin Islands, Porto Rico, Alaska, Guam, eastern Samoa and the Hawaiian Islands from the first and fifth zones; provides for the appointment of a vice chairman of the Commission; and makes a hearing necessary for all changes in station assignments.

Certain minor changes are made in the law with respect to the holding of public hearings and the Commission would be required to prepare written memorandum opinions with each decision.

The term of broadcasting license is reduced from three years to one year.

Section 12 is amended to prohibit the transfer of any rights under a license without the specific finding by the Commission that such transfer would be in the public interest.

Authority to suspend licenses for 30 days is contained in an amendment proposed to Section 14 of the act but the Commission may not exercise this power without hearing. Immediate suspension is possible only by unanimous vote of the Commission.

The appeal section of the present law would be changed in several minor respects in order to bring it in consonance with appellate procedure proposed in S. 6, the Couzens Bill.

Provision is made for seizure of radio apparatus operated in violation of law.

Transfer of the Radio Division of the Department of Commerce to the Commission is provided.

The requirement of a construction permit is limited to original construction.

Stations would be required to illuminate towers under a new section proposed in the measure.

It is doubtful if the bill can become law during the present session of Congress.

COPYRIGHT PROPONENTS MEET

Authors, composers and publishers of New York and Washington met at the National Press Club on Friday night to discuss the Vestal copyright bill. The Authors League of America was represented by Louise Sillcox; book publishers, Cass Canfield and Fred Melcher; the American Library Association, Dr. George F. Bowerman and the motion picture interests by Louis Swarts. Mrs. William Atherton Du Puy of the American League of Pen Women, presided.

February 14, 1931

IT WOULD BE WORSE WITHOUT OARS

"When you are out in the mid-Atlantic in a bad storm, do you see anybody shoving off from the big liner in a row boat by himself to save passage-money?" asked Dr. Julius Klein, assistant secretary of Commerce. "Well, hardly," is his answer.

"I believe that the titanic developments of modern business have made sturdy commercial organizations practically indispensible," says Dr. Klein. "The requirements of commercial life are too stringent now - the problems are too far-reaching and too intricate - to be grappled with effectively by any single firm, however courageous or self-confident it may be. Mass action is imperative - and mass assaults can move mountains."

The NAB is in the midst of a drive to mobilize the entire broadcasting industry into a single business organization. Business collaboration is just applied common sense and all far-sighted business men know this.

- - -

WARNS AGAINST EXCESSIVE ADVERTISING

Advertising must be rigidly confined within limits consistent with the public service expected from a station, Commissioner Harold A. Lafount declared in a statement this week, referring to the recent K F K B decision by the Court of Appeals.

"A recent opinion written by Justice Robb of the Court of Appeals of the District of Columbia, clearly indicates the necessity of broadcasting stations limiting the amount and kind of advertising," Commissioner Lafount declared.

"Section 29 of the Radio Act of 1927 expressly prohibits the Commission from exercising any power of censorship over radio broadcasting stations; consequently no restrictions have been made on radio broadcasting advertising by the Commission.

"Broadcasting stations are, however, licensed to serve the public and not for the furthering of private or selfish interest of individuals. The standard of "public interest, convenience, and necessity" prescribed by the Radio Act of 1927 means nothing if it does not mean this. Since advertising furnishes the economic support for the service a station renders and makes it possible, it must necessarily be an exception to the rule. However, the amount and character of advertising must be rigidly confined within limits consistent with the public service expected of the station."

- - -

AIR CHANNEL FIGHT IN SCHOOLS

The fight of certain organized educational groups under the leadership of the National Committee on Education by Radio to have 15 per cent of the broadcast channel set aside for educational purposes, will be carried into the American schools throughout the nation. This is indicated in the official publication of one of the educational organizations. After explaining the Fess bill, the journal states: "Let teachers and the children write to their representatives in Congress urging this important legislation."

February 14, 1931

G. O. 97 EXPLAINED

Inquiries received by the National Association of Broadcasters indicate that many stations do not thoroly understand the application of General Order No. 97 which becomes effective on April 30. The following explanatory note has been prepared by Eugene V. Cogley, assistant to the Managing Director of the NAB and former broadcast engineer of the Federal Radio Commission, as an answer to the inquiries received:

The best engineering minds in the country are in complete accord as to the really beneficial results that come to a transmitter which is equipped to give 100% modulation. It not only means that equipment so constructed will be more efficient in operation, but it also means that the coverage of these stations is going to be materially increased, under favorable circumstances. The increase in signal strength and the resulting betterment of conditions to the listener will go far to increase the usefulness of the station to the public.

It should be pointed out that the communication sent out by the Commission last week was only intended to be effective as to the last renewal which was filed. Many stations to whom this letter was sent have filed applications for construction permits, or have already been granted permits, which when completed will allow them to be in complete accord with the terms of the order.

If there are stations which will not be able to comply with this regulation before April 30, the power of these stations will be reduced until the necessary 75% modulation can be secured. This does not mean that the service area of these stations will be reduced. They will have the same coverage, as they are getting with their present transmitters, since the modulation increase will compensate the loss of output power. This was pointed out in the letter from the Commission last week to those stations whose equipment at the time of the last renewal did not conform with the order. "The coverage factor in a station is a function of power and modulation, but the heterodyne interference depends on power alone and not changed by modulation."

There was one point that was not made in that letter which is important to every station. That is the question of quota. If the Commission by the enforcement of G. O. 97 reduces the power of a 1 KW station to 500 watts, the quota for that state and zone would also be reduced by the difference in quota values as set out in G. O. 92, or 0.4 unit. If the station now has a licensed power of 500 watts and is reduced to 250 watts then the quota would be decreased 0.2 unit. Under the existing provisions of General Order 102, this point would appear to be of vast importance to every state and zone which is overquota.

In determining the operating power of a transmitter, the Commission uses the indirect method normally. This is arrived at by the measurement of the plate input power of the last radio stage. Then under the provisions of General Order 91 (for high level modulation, Section 111, and for low level Section IV) the antenna input power is computed from the plate input power by multiplying plate voltage by the plate current of the oscillator, or the last radio power amplifier, times the percentage specified.

There are two other methods which may be used to determine the operating

power of a transmitter. Either the indirect method or field intensity measurement may be used. There are special forms to be used in gaining Commission consent to use these methods. After these special forms have been submitted, the Commission must act upon this information and modify the applicant's license accordingly. The direct method is found by taking the square of the antenna current times the antenna resistance at some point where current is measured and at the same operating frequency.

The Commission has not adopted any set method of making antenna resistance measurements. Compilations by any standard method will be considered, if a full description of the procedure used is given when the data is submitted to the Commission. This includes a description of the instruments and method used and qualifications of the persons conducting the tests.

- - -

MORE LOCALS PROPOSED

By reducing the present separation of 10 kc to 2 kc, Clarence R. Cummins, owner of station W R A K at Williamsport, would make available 125 frequencies which would be used by the smaller communities throughout the country. This plan was presented to the Commission at a hearing this week which involved a change in assignment of W E D H at Erie.

The plan, as outlined, would provide for 25 out of the existing 96 broadcast channels to be designated for this 2 kilocycle separation and allocated to one block in the spectrum. Mr. Cummins claims that a large number of low power stations are considerably more in the public interest than a few high power stations. Adequate service, Mr. Cummins says, could be given to every community in the country with a population of 100,000 or less. This service would be allotted at the rate of one watt for each thousand of population in a community, but the least power used would be 15 watts.

Engineers are doubtful as to the results of this plan, but Mr. Cummins believes that he can show satisfactory results to the Commission, if he will be given authority to conduct experiments with 10 stations in Pennsylvania, for which purpose papers are now being prepared for filing with the Commission. The sum of $6,500,000 is said to be behind this plan.

- - -

IS SYNCHRONIZATION A CURE-ALL?

Synchronization, heralded as the cure-all for all broadcasting evils, has arrived. Many stations now consider this new system as a giant that will rise up and crush them with competition. Synchronization is neither a cure-all nor a giant. The real story of synchronization and its practical application is related by Dr. C. W. Horn, general engineer of the NBC, and E. K. Cohan, technical director of CBS, in the Proceedings of the Eighth Annual Convention of the NAB, of which a limited supply of copies are still available. Read carefully what these and other engineers have to say about synchronization under questioning by engineers from all classes of stations. Proceedings are $5.00 per copy until the supply is exhausted. Address NAB headquarters, National Press Building, Washington, D. C.

- - -

February 14, 1931

PAGING MR. TOM NOEL

The NAB would appreciate receiving information as to the whereabouts of Tom Noel who was formerly connected with Station XED, Hidalgo, Mexico. Write NAB headquarters, National Press Building, Washington, D. C.

- - - -

EDUCATIONAL RADIO DEVELOPMENTS

High spots in the fight of educators for 15 per cent of the channels now used for broadcasting during the past week are as follows:

1. Armstrong Perry, National Committee on Education by Radio; Levering Tyson, National Advisory Council on Radio in Education; Harry Butcher, Columbia Broadcasting System; Louis G. Caldwell, former general counsel of the Federal Radio Commission; and Dr. C. M. Jansky, jr., radio engineer; engaged in a round-table discussion on education by radio at a meeting of the Association of University Women.

2. Armstrong Perry, National Committee on Education by Radio, with counsel for the Committee, appeared at the meeting of the Committee preparing for the Madrid international conference and demanded that certain international frequencies be set aside for educational purposes.

3. Chief Examiner Ellis A. Yost, who has had more opportunity than any one else to observe broadcasting stations as to what they are offering in the way of service to the public, took occasion this week during a hearing to state that " it has been the examiner's experience from hearings before him that the broadcasters seem to be most willing to extend their facilities to educational institutions in the promotion of education via the radio. They have offered more time, it occurs to me, than the educational institutions have been disposed to use."

- - - -

PRINTING CALL LETTER LISTS

The Federal Radio Commission will have ready for distribution shortly, printed call letter, frequency and state lists of broadcasting stations. The revised list is being printed by the Government Printing Office.

- - - -

WGBS ASKS FOR 930 KC

General Broadcasting System, Station W G B S, New York, has applied for permission to operate on 930 kc with 250 watts night and 500 watts day. This application precedes the mandate of the Court of Appeals of the District of Columbia which recently rendered a decision under which WGBS is required to relinquish its present frequency of 600 kc to Station WICC, Bridgeport, Conn., and return to its former limited time assignment. WGBS had previously applied for 1050 kc. limited time.

- - - -

February 14, 1931

DX-ERS WANT VERIFICATION CARDS

A postal card is all that is needed to verify a report of distance reception, according to a letter the NAB has received from C. M. Falconer of the Newark Evening News Radio Club. This card should show the date of program and the proper verification notice. Mr. Falconer, who is Chairman of the Program Committee of this Club, announces the following special programs which have been arranged for the coming week: Sunday, Feb. 15, CMX, Havana, Cuba, will broadcast a program from midnight to 4.00 a.m. using 1000 watts on 890 kc; RUS, San Salvador, 664 kc with 500 watts will have a special test on Monday, Feb. 16, from 2.00 to 3.30 a.m.; and on Wednesday, Feb. 18, 8WMC at St. Johns, N.F. will broadcast from 3.30 to 5.00 a.m. All the hours given are for Eastern Standard Time.

- - -

NEW RADIO BILL INTRODUCED

Senator Shipstead, Minnesota, has introduced in the Senate a bill (S. 6149) proposing a new classification of broadcasting stations and providing for certain changes in the existing quota system and method of allocation. Three classes of stations are proposed: Zone, state and county stations.

The bill attempts to achieve substantially the same result as proposed in the plan submitted to the Commission by Commander T. A. M. Craven, former acting chief engineer of the Commission, and which is now being given study by the Engineering Committee of the NAB.

- - -

EXAMINERS' REPORTS

In re application of Agricultural & Mechanical College Broadcasting Company, Jonesboro, Ark. for construction permit to erect new station 1120 kc, 500 watts and unlimited hours of operation, Docket 885, Report 64, by Examiner Pratt recommends denial of application.

In re application of Champlin Refining Company (K C R C), Enid, Okla. for modification of station license to change frequency from 1370 to 1480 kc, and increase power from 100 watts to 5 KW and operate unlimited hours, Docket 864, Report 65, by Examiner Yost recommends denial of application.

- - -

W M B J STAY ORDER DENIED

The Court of Appeals of the District of Columbia on February 7 denied the petition of Rev. John W. Sproul, former licensee of Station W M B J, Pittsburgh, Pa. for a stay order pending his appeal from a decision of the Commission denying his application for renewal of license on 1500 kc with 100 watts.

- - -

ANNOUNCER LOOKING FOR BERTH

A young radio announcer with plenty of degrees and a wealth of practical experience is looking for a new berth. Stations interested should write to NAB headquarters, National Press Building, Washington, D. C.

February 14, 1931

COMPLAINTS OF INTERFERENCE

Complaints have been reaching radio regulatory authorities that transmission of both government and commercial radio stations is suffering from interference caused by poorly operated stations. In many instances these complaints have been traced to careless amateur operators. The amateur organization undoubtedly will take steps to correct this condition.

- - -

NO HEARINGS SCHEDULED

No hearings involving broadcast stations are to be held at the Commission during the coming week. Hearings will be held on Monday but will be confined to applications on commercial frequencies.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week, the Commission received the following applications for license to cover construction permits, which had been previously authorized by Commission action: KTAP, San Antonio, Texas; KONO, San Antonio, Texas; WTEL, Philadelphia, Pa.; KFKA, Greeley, Colo.; WRAX, Philadelphia, Pa.; WQDM, St. Albans, Vt.; WHOM, Jersey City, N.J.; WEAN, Providence, R. I.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week, the Commission received applications from the following stations, requesting authority to make changes in equipment; WEVD, New York, N. Y.; WICC, Bridgeport, Conn; WCOA, Pensacola, Fla.; KGFF, Alva, Okla.; WFBM, Indianapolis, Ind.; and WWAE, Hammond, Ind.

- - -

AMERICAN SOCIETY FILES BRIEF

The American Society of Composers, Authors and Publishers during the past week filed in the Supreme Court of the United States its brief in the case of Gene Buck et al v. Jewell-LaSalle Realty Company, Nos. 138 and 140. The brief argues that where an unlicensed broadcast performance is reproduced in a business establishment, such as a hotel, by means of loud speaker it constitutes a public performance for profit within the meaning of the Copyright Act. The NAB recently filed a brief in the case as friend of the court setting forth the broadcasters views.

- - -

HIGH POWER REPORT EXPECTED

Chief Examiner Yost will have his report on the high power hearings ready for the Commission early next week. The report was expected during the past week but pressure of duties was responsible for the delay.

- - -

February 14, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
KFRU	STEPHENS COLLEGE James W. Wood, President Columbia, Missouri	Granted C.P. to make changes in eqpt. to conform to G.O.'s 91 and 97, increasing max. rated power to 1000 watts; this does not increase licensed operating power.
KGGF	HUGH J. POWELL & STANLEY PLATZ D/B as Powell and Platz Coffeyville, Kansas	Granted auth. to measure power of station in accordance with G.O. 91.
KSD	PULITZER PUBLISHING CO. St. Louis, Missouri	Granted auth. to test at 1000 watts between hours of 1 AM and 6 AM, for period of 10 days beginning Feb. 7th, provided no interference results
WOWO	MAIN AUTO SUPPLY CO. Ft. Wayne, Indiana	Granted auth. to change tube complement of last radio stage; change does not increase max. rated power of transmitter.
KGW	OREGONIAN PUB. CO. Portland, Ore.	Granted C.P. to move transmitter from Portland to Faloma, Ore.
WCLB	ARTHUR FASKE Brooklyn, N. Y.	Granted Mod. of C.P. to change transm. location locally in Brooklyn.
WSFA	MONTGOMERY BRDCSTG. CO. INC. Montgomery, Ala.	Granted auth. to make direct measurement of antenna power input.
WEAF	NATIONAL BRDCSTG. CO. INC. Bellmore, N. Y.	Granted License covering installation of new eqpt. 660 kc. 50 KW, LP, Unltd.
WCAZ	SUPERIOR BROADCASTING SERVICE INC. - Carthage, Ill.	Granted License covering installation of new eqpt. and re-location of main studio; 1070 kc, 50 W daytime
WDAG	NATIONAL RADIO & BRDCSTG. CORP. Amarillo, Texas	Granted License covering installation of new eqpt; location change of transm. and incr. power 1410 kc 1 KW, shares with KGRS

- - - -

FREQUENCY CONTROL INSTALLATIONS GRANTED

During the current week the Commission granted applications for installations of frequency control to the following stations: WSOC, Gastonia, N. C; and KFJM, Grand Forks, N . D.

- - -

February 14, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	PIONEER MERCANTILE CO. Bakersfield, Cal.	Requests C.P. 1490 kc, 5 KW unltd;
KSMR	SANTA MARIA RADIO Santa Maria, Cal.	Requests C.P. to move studio and transm. to Bakersfield, and to use portable to test for location.
WKBF	INDIANAPOLIS BRDCSTG. INC. Indianapolis, Indiana	Requests C.P. to change eqpt increasing max. rated power from 500w to 1 KW, and increase licensed power to 1 KW.
WSFA	MONTGOMERY BRDCSTG. CO. INC. Montgomery, Ala.	Requests Mod. of Lic. to increase daytime power to 1 KW; change freq. from 1410 to 780 kc, and to change from sharing with WODX to unltd. time.
WLEY	LEXINGTON AIR STATIONS Lexington, Mass.	Requests Mod. of Lic. to change location to Springfield Mass. and operate full time.
WCSH	CONGRESS SQUARE HOTEL CO. Portland, Me.	Requests Mod. of Lic. to increase power from 1 KW to 5 KW.
NEW	BRYAN T. COLE Norman, Okla.	Requests C.P. 1370 kc, 100 W divide with KGFG
NEW	G. B. CHICK & ELTON M. BAKER D/B as KRZ Brdcstg. Co. Alva, Okla.	Requests C.P. 1500 kc, 100 W. Unltd.

- - - -

CONSTRUCTION PERMITS GRANTED

During the current week the Commission granted applications for construction permits to the following stations authorizing the installation of new equipment and changes in present transmitters to conform to the terms of General Orders 91 and 97: KFJY, Fort Dodge, Ia; WDEL, Wilmington, Del; KFSG, Los Angeles, Calif; KGEK, Yuma, Colo; WLEY, Lexington, M ass.

- - - -

TWO NEW NAB ADDITIONS

Stations W C A E, Pittsburgh, Pa. and W A P I, Birmingham, Ala. filed membership applications with the NAB this week. Seventeen applications have been received since January 1. Requests for membership application blanks are coming in daily, indicating that broadcasters have decided to mobilize their forces under the NAB banner.

- - -

February 14, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WLEX	BAY STATE BROADCASTING CORP. Lexington, Mass.	1410	-----	C.P. to move transmitter to Dorchester St., Quincy, Mass. and studio 21 Brook line Ave., Boston, and increase hours from sharing with WMAF and WSSH to sha ing with WSSH.
KTSA	LONE STAR BROADCAST COMPANY San Antonio, Texas	1290	-----	Mod. of C.P. to move trans mitter to Jefferson Height near San Antonio & to exte completion date.
WSFA	MONTGOMERY BROADCASTING CO., INC. Montgomery, Alabama	1410	-----	Mod. of Lic. to increase hours of operation from sharing with WODX, to Unlimited day operation and sharing with WODX at night on 1410 kc.
NEW	D. H. CASTILLE, New Iberia, Louisiana	-----	1370	C.P. application resubmitted to erect station 1370k 100 W., and Unlimited hour
WJBY	GADSDEN BROADCASTING CO., INC. GADSDEN, ALABAMA	1210	-----	C.P. new equipment and increase power to 100W. nigh and 250 W. day on 1210 kc.
WLS	AGRICULTURAL BROADCASTING CO. Chicago, Ill.	870	-----	Mod. of C.P. to extend com pletion date.
WLEX	BAY STATE BROADCASTING CORP. LEXINGTON, MASS.	1410	-----	Mod. of Lic. to move studi to 21 Brookline Ave., Bosto
WPSC	THE PENNSYLVANIA STATE COLLEGE State College, Penn.	1230	-----	Mod. of Lic. to operate at night after stations WNAC, WFBM, and WSBT have signed off.
NEW	HOWARD B. HOEL & CHARLES M. DEAN Norwood, Ohio	-----	1420	C.P. to erect a new station - 1420 kc., 100 watt Unlimited hours
WNBW	HOME CUT GLASS & CHINA COMPANY 50-52 N. Main St., Carbondale, Pa.	1200	-----	C.P. - install new eqpt and reduce operating power to 7½ W.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
KPJM	GEORGE R. KLAHN Hassayampa Hotel Prescott, Arizona	1500	----	Applicant req. auth. to vol. assign his half-interest in the lic. of A.P. MILLER & GEO. R. KLAHN to A.P. MILLER
WHOM	NEW JERSEY BRDCSTG. CORP. Jersey City, N. J.	1450	----	Mod. of lic. appl. for Unltd. Time. Shares with WNJ, WKBO and WBMS
WGBS	GENERAL BRDCSTG. SYSTEM, INC. New York, N. Y.	600	1050	MOD. of Lic. change to 1050 kc with 500 W and Limited Time
W CAJ	NEBR. WESLEYEAN UNIV. Lincoln, Nebr.	590	----	Mod. of C.P. appl. to change eqpt.
NEW	FINTZEL ELECTRIC CO. Miller, S. D.	----	1210	C.P. amend. req. 1210kc and unlimited time.
KGA	NORTHWEST BRDCSTG. SYSTEM, INC. Spokane, Wash.	1470	900	C.P. change freq. to 900 kc and reduce power to 2½ KW day and 1 KW night.
NEW	INLAND EMPIRE BROADCASTING CORP. Moscow, Idaho	----	1370	C.P. to erect station 1370 kc, 100 W. Unltd.

- - -

AGRICULTURE EXPERIMENTS WITH PROGRAMS

Nine different methods of presenting programs to an agricultural audience will be used during February and March under the auspices of the Department of Agriculture over station W G Y, Schenectady, N. Y. The judgment of the listeners will be taken as a guide to the most effective method of presenting subjects during this series.

- - -

JUSTICE GRONER CONFIRMED

The Senate on February 10 confirmed the nomination of D. Lawrence Groner to be associate justice of the Court of Appeals of the District of Columbia.

- - -

February 14, 1931

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	WILLIAM O. ANSLEY, JR. Abilene, Texas	----	1420	C.P. erect station to use KFYO's frequency of 1420 kc, and Unlimited hours.
WBEN	BUFFALO EVENING NEWS Buffalo, N. Y.	900	----	Mod.of C.P. to change equipment.
NEW	WINTERS JONES & HUGH H. JONES,JR. BALTIMORE, Md.	----	880	C.P. amended to request 880 kc. instead of 1320kc
WJBK	JAMES F. HOPKINS, INC. Highland Park, Mich.	1370	----	C.P. amended to omit the request for Unlimited Tim (Now shares with WIBM)
KGKB	EAGLE PUBLISHING CO. Brownwood, Texas	1500	----	Move transmitter and stud Tyler, Texas
NEW	W. H. ALLEN & CO. Alexandria, La.	----	1220	C.P. to erect a new stati 1220 kc. 50 W Daytime.
KFDM	MAGNOLIA PETROLEUM CO. Beaumont, Texas	560	----	App. for direct measurement of Antenna Input
WJZ	NATIONAL BROADCASTING COMPANY,INC. New York, N. Y.	760	----	Mod. of Cons. Permit to extend completion date
NEW	DENISON RADIO LAB. Denison, Texas	----	620	Cons. Permit erect statio 620 kc., 15 W Daytime hrs
KFOR	HOWARD A. SHUMAN Lincoln, Nebraska	1210	930	C.P. appl. amended to req an incr. in power to 500 and to share with KGBZ in stead of KMA. Orig. req. includes a change of freq from 1210kc to 930kc. Th amendment subject to appr val of appl. from KMA to change freq. to 710kc.
WHBY	ST. NORBERT COLLEGE Green Bay, Wisconsin	1200	950	C.P. to change eqpt., cha freq. to 950 kc., and increase power to 1 KW day 500 W. night.
KPJM	GEORGE R. KLAHN Hassayampa Hotel, Prescott, Ariz.	1500	----	Applicant req. authority voluntarily assign his ha interest in the cons. per of A.P. MILLER & GEO. R. KLAHN TO A.P. MILLER

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

Incorporated

NATIONAL PRESS BUILDING

WASHINGTON, D. C.

Telephone District 9497

"MASS ACTION IS IMPERATIVE"

Dr. Julius Klein, Assistant Secretary of Commerce, was speaking over a nation-wide network of radio stations, when he said:

"The old time crabbed, suspicious merchant or manufacturer who waged lone-handed guerilla warfare would, I think, be overcome with amazement if he could witness today the candid interchange of opinion, the manifest present willingness to submerge petty self-interest in the common welfare.

"I believe that the titanic developments of modern business have made sturdy commercial organizations practically indispensible. The requirements of commercial life are too stringent now - the problems are too far-reaching and too intricate - to be grappled with effectively by any single firm, however courageous or self-confident it may be. Mass action is imperative - and mass assaults can move mountains."

Broadcasting is the most regulated business in the world. It has all of the complex problems which arise out of government regulation in addition to all of the problems common to other businesses.

But that is not all. Interests that have stood passively by and were unwilling to bear the trials of pioneering are now endeavoring to invade the broadcast band at the expense of existing stations. While broadcasters throughout the United States are busily engaged at home performing the exacting duty of developing programs for the public, those who are designedly seeking to enter the broadcasting field are effectively organized in Washington. They are conducting aggressive campaigns to achieve their ends by legislative action.

This is no time for quibbling. Regardless of prevailing dissatisfaction over individual assignments, American broadcasters must unite or they cannot withstand the impending onslaughts. Broadcasters must organize for self-preservation.

Organized, broadcasters are politically powerful. Unorganized, they are weak and vulnerable. United, broadcasters can withstand all onslaughts. Divided, they are the easy victims of small but efficiently organized groups.

Broadcasting must organize or it cannot take its proper place before the American public and the Congress.

- - -

OBJECT OF THE NAB

The National Association of Broadcasters was founded in 1923 and its present membership includes commercial, educational and agricultural broadcasting stations of all classes and located in every state of the United States.

The Constitution and By-Laws of the organization provide that it shall be the object of the Association "to foster and promote the development of the art of radio broadcasting to protect its members in every lawful and proper manner from injustices and unjust exactions; to foster, encourage and promote laws, rules, regulations, customs and practices which will be for the best interest of the public and the radio industry."

EXECUTIVE PERSONNEL

Headquarters of the Association were removed from New York to Washington by action of the Board of Directors following the Eighth Annual Convention at Cleveland, Ohio, last November. The office is in charge of Philip G. Loucks, a Washington attorney, who was recently appointed Managing Director. Eugene V. Cogley, for more than two years broadcast engineer for the Federal Radio Commission, has been named Assistant to the Managing Director and has been given charge of the Service Bureau. Miss Olivine Fortier, who is also an attorney, has been appointed Office Manager.

BROADCASTERS' NEWS BULLETIN

The official publication of the Association is the BROADCASTERS' NEWS BULLETIN which is issued weekly and covers all news of interest in the commercial, legislative, legal and regulatory fields. Every broadcasting station in the United States is familiar with this publication and no attempt will be made here to detail the wide range of topics carefully and accurately covered. Facts only are reported. No more comprehensive budget of broadcasting news and information is published anywhere in the United States.

THE SERVICE BUREAU

The Service Bureau was created on February 1, 1931. It is in charge of Mr. Cogley, whose training in the handling of all forms of broadcasting applications has eminently fitted him for this position. Each application received by the Commission is studied and reported briefly to every NAB member. Each application is then indexed and every subsequent action of the Commission is noted, each party in interest receiving prompt and accurate notice of such action. This Bureau follows carefully every change in application forms and in regulations and these are reported in the weekly bulletin.

The Service Bureau supplements the weekly bulletin with prompt, accurate and detailed information on all applications and actions of the Commission. It has become an extremely popular feature and the Bureau handles nearly 100 pieces of mail daily. A spot telegraphic service is maintained by the Bureau for members desiring telegraphic coverage on Commission action.

THE ASSOCIATION AND CONGRESS

The Association, through its headquarters, keeps a careful daily watch for bills introduced in the Congress and the State Legislatures affecting the operation of broadcasting stations. These bills are turned over to the Legislative Committee for study and report and all measures inimical to the best interests of broadcasting are opposed in the name of the Association. An example of the Association's activity in this connection is found in the controversy over the Vestal copyright revision bill. Nearly eight thousand pieces of mail and telegrams were sent out from the Association's headquarters in the effort to obtain hearings on the measure and correct portions of the bill which were dangerous to broadcasters.

TECHNICAL DEVELOPMENTS STUDIED

The engineering committee is continually studying technical developments as they relate to broadcasting. At the present time this committee has before it a comprehensive broadcasting plan submitted to the Commission by a well-known engineer and a report is expected within the next several weeks. This committee is composed of the most competent engineers in the country and includes engineers from stations of all classes.

GENERAL ORDERS AND REGULATIONS

The Association, through the medium of its regular weekly or special bulletin, reports the contents of all radio bills introduced and General Orders adopted. Engineering data relating to changes in quota figures are published from time to time. The Association is now preparing to make recommendations as to the form of studio and station logs to be used by members in carrying out the terms of General Order No. 106.

THE ADVERTISING AGENCIES

Through the medium of the commercial committee the Association keeps close touch of all developments in the commercial field. Frequent joint meetings are held with the Radio Committee of the A. A. of A. A. and reports are issued to the entire membership. Such subjects as standard contract forms, spot

broadcasting, commissions, talent, electrical transcriptions and rate maintenance are given constant study. The committee is now giving thought to the pooling of information on station coverage for use by the agencies in placing business. The publication of programs and newspaper advertising tie-ups also receive consideration in the committee reports.

THE COPYRIGHT PROBLEM

The work which the Association has been doing on the copyright problem is well-known to every station in the United States and it will not be discussed here. The Association expects to announce shortly that its efforts have been completely successful. The work performed in connection with the Vestal bill has won wide praise from stations throughout the country. If the Association performed no other task during the remainder of the year, it would still be worthy of support from every station in the United States.

The Association has filed a brief in the Supreme Court of the United States in an important copyright case brought by the American Society of Composers, Authors and Publishers which will be argued in the Spring term.

MEETINGS AND CONVENTIONS

While meetings of committees are held quite frequently, the Association holds a convention each year, usually in the Fall. Last year 250 stations were represented at the Cleveland, Ohio, meeting. Proceedings of that meeting have been published and constitute the most valuable compilation of broadcasting information yet assembled.

MISCELLANEOUS ACTIVITIES

No attempt will be made to list the miscellaneous services which the Association is prepared to give its members. Special Bulletins containing detailed information on some phase of broadcasting are frequently issued. More than three hundred broadcasters, for example, made special requests for the Special Bulletin dealing with the subject of Depreciation Rates on Broadcasting Station Equipment.

THE NAB IS YOUR ASSOCIATION

The National Association of Broadcasters is the only business association of broadcasting stations. It is organized for the benefit of broadcasting stations. It is not organized for profit. It is the only existing trade association of its kind. It stands guard constantly over your rights. It is the best form of business insurance you can obtain.

BROADCASTERS MUST ORGANIZE

The time has come when broadcasters cannot appear divided against themselves before the American people and the Congress. The time has come when broadcasters, large and small, chain and independent, must unite for their common welfare. The time has come when broadcasters must fortify themselves against enemies common to every class of stations. The time has come when efficient and effective organization is not only necessary but absolutely imperative.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

February 21, 1931

YOST RECOMMENDS EIGHT FOR HIGH POWER

Adhering to the opinion that high power should be permitted on all clear channels, Chief Examiner Ellis A. Yost on February 19, proposed a supplemental report to the Commission in the high power cases in which he recommended that eight stations be granted authority to increase their power to 50 kw and that 25 kw be permitted on all other clear channels.

The report is termed a supplemental report "which is attached to and made a part of Report No. 40, dated December 15, 1930." In Report No. 40, Yost recommended 50 kw for all clear channels on the basis of testimony heard during hearings before him held from September 15, 1930 to October 16, 1930.

Pointing out that the Commission has already authorized high power for WEAF, New York; WTIC, Hartford, Conn.; and WABC, New York; in the first zone there remained but one assignment available under the terms of General Order No. 42 as amended. This was given to WJZ, New York, on the theory that it is now licensed for 30 kw which takes it out of the operation of Par. 1 of General Order No. 42 as amended. Stations WBZ, Boston, Mass.; WHAM, Rochester, N. Y.; and WOR, Newark, N. J.; were recommended for power increases to 25 kw each.

In the second zone KDKA, Pittsburgh, Pa.; WTAM, Cleveland, Ohio; and WLW, Cincinnati, Ohio; are now authorized to use 50 kw, leaving a single vacancy for which WCAU, Philadelphia, Pa. was recommended. WHAS, Louisville, Ky, the only other second zone applicant, was recommended for a power increase to 25 kw.

For the two vacancies in the third zone, Chief Examiner Yost recommended stations WSM, Nashville, Tenn. and WSB, Atlanta, Ga. WOAI, San Antonio, Texas and WFAA-WBAP, Dallas and Fort Worth, Texas previously were granted 50 kw. Applicants recommended for 25 kw in this zone are WBT, Charlotte, N. C.; WAPI, Birmingham, Ala; and KVOO, Tulsa, Okla.

In the fourth zone, WGN, Chicago, and WCCO, Minneapolis, Minn. were recommended for the two vacancies remaining. Stations KMOX, St. Louis, Mo. and WENR and WLS, Chicago, already have been authorized for 50 kw. Applicants recommended for power increases to 25 kw are WMAQ, Chicago; WHO-WOC, Des Moines, Iowa; and WBBM, Chicago. The application of WBBM for unlimited time was recommended for denial.

Two vacancies in the fifth zone would be filled by granting 50 kw to KPO, San Francisco, Calif. and KOA, Denver, Colo. KFI, Los Angeles, and KNX, Hollywood, are now authorized for 50 kw. Applicants recommended for power increases to 25 kw are KGO, Oakland, Calif. and KSL, Salt Lake City, Utah.

The applications of WWJ, Detroit, Mich. WREC, Memphis, Tenn. WTMJ, Milwaukee, Wis. regional stations, and WCFL, Chicago, limited time station, for clear channel positions and 50 kw power, were not considered in the supplemental report. Denial of these applications was recommended in the earlier report.

"The principal factors in determining the Examiner's choice of clear channel applicants for recommendation to operate with power output of 50 kw," according to the report, "are as follows:

"1. Geographic location of clear channel applicant stations.

"2. Extent of population proposed to be served by clear channel station applicants.

"3. The location of present clear channel stations heretofore authorized by the Commission to operate with a power output of 50 kw.

"4. The need of the people within the proposed service area of applicant stations, for improved and additional radio broadcasting reception.

"5. The public service record of clear channel station applicants.

"6. The financial resources; the technical and engineering facilities; the staff of managers, directors, operators and artists of clear channel station applicants.

"7. The present authorized power output of clear channel station applicants.

"8. The proximity of educational institutions to applicant stations; the availability of talent from such educational institutions for broadcasts; the amount of time heretofore devoted to educational programs by applicant stations; the apparent willingness of applicant stations to cooperate with such educational institutions, and the extent of time proposed to be given for broadcasting educational programs.

"9. The measure of power necessary to adequately serve the area and population of applicant stations.

"10. Section 5 of the Act of March 28, 1928 (Davis Amendment), amending the Radio Act of 1927, which reads in part as follows: It is hereby declared that the people of all the zones * * * * * are entitled to equality of radio broadcasting service, both of transmission and of reception * * * * *."

The chief examiner, apparently, has not changed his views on high power for clear channel stations and in one portion of the report he noted:

"The Examiner having heretofore made recommendations, based upon the record, that all clear channel station applicants herein considered, be granted authority to operate with a power output of 50 kw, now feels fully warranted upon said record, and in view of the Resolution of the Commission hereinabove quoted, in recommending that all such clear channel station applicants not hereinafter recommended for authority to use 50 kw and now licensed to use a maximum power output of less than 25 kw, be granted authority to use the maximum power output permitted by paragraph 1 of General Order No. 42, as amended."

The report, it must be pointed out, is not final but is subject to approval or disapproval by the Commission. When the first report was proposed, the Commission, two days afterward, adopted a resolution returning it to the chief examiner for report in accordance with General Order No. 42, as amended, indicating that there was no majority sentiment in favor of super power on all clear channels. The supplemental report is subject to exceptions by unsuccessful applicants and there is little hope that, regardless of what the Commission may decide, that lengthy litigation will be avoided.

The Radio Protective Association, through its secretary, Oswald F. Schuette, issued a statement criticising the report.

"Luckily for the public," says the statement, "the Yost report is so flagrantly in favor of the trust, that there is hope that some of the larger stations who have been turned down will make a fight, instead of leaving this battle - as it has left it in the past - to the smaller independent stations."

- - -

RUSSIA PLANS 100 KW STATIONS

Russia will have in operation by the end of 1933 eleven 100 kw broadcasting stations and thirty-eight 10 kw stations, it was announced this week by the Central Radio Laboratory in Leningrad. The total construction cost will be $45,000,000.

- - -

WHAT DOES THE PUBLIC WANT?

R. W. Jackson, vice president of the Brunswick Radio Corporation, is preparing to prove to the world that commercial broadcasting is fulfilling its obligations. "I feel," he said, "that we ought to end once and for all the obvious publicity seeking of those radio personalities who are riding the critical wave by telling the world at large that advertising commercialism is despoiling science's greatest entertainment gift to mankind." Mr. Jackson is selecting a committee from 60 representative cities to find out just what the public wants.

- - -

February 21, 1931

COPYRIGHT BILL REPORTED

The Vestal copyright bill (H R 12549), with numerous amendments, has been reported favorably to the Senate by the Senate Patents Committee. Prospects are that the Senate will act quickly on the measure.

While the measure is rather loosely written, if the bill, as reported to the Senate is finally enacted, broadcasters can have no objection to it. But it is vital to broadcasters that every amendment adopted by the Senate be kept. A sacrifice of any one of the major amendments would make the bill objectionable.

The bill, as reported, includes a provision for registration and notice of copyright before any demages for infringement can be obtained.

The indefinite term of copyright, provided in the bill as it passed the House, has been fixed at 70 years. Assignments of copyrights are required to be filed. The damage sections have been greatly improved.

T he bill would give broadcasters far more equitable treatment than they receive under the present law.

Broadcasters owe a debt of gratitude to Senator Dill of Washington, who labored industriously throughout the entire controversy to obtain fair consideration for the rights of broadcasters. He has given much of his time and an enormous amount of study to the bill and fought valiantly for the rights of broadcasters.

Broadcasters must insist that every amendment adopted by the Senate committee be kept without change. The time remaining for consideration of the measure is short and consideration of the bill must be carefully watched. Undoubtedly, an effort will be made to have changed or to have eliminated completely some of the amendments inserted by the Senate committee at the behest of broadcasters. If the effort succeeds the bill will become objectionable.

- - -

SOUTH CAROLINA TO REPEAL TAX LAW

A bill repealing the law imposing taxes on receiving sets has been introduced in the South Carolina legislature by Senator Hodges. The bill bears number S. 199. The South Carolina tax statute was declared unconstitutional by the Federal District Court in Columbia, S. C. several weeks ago.

- - -

COMBAT HARMFUL PROPAGANDA

"Unless steps are taken by the radio industry and the individuals composing it to combat the impression being created that radio broadcasting is becoming naught but an advertising medium, radio will be harmed to a great extent," is the warning in an editorial published in the current issue of Radio M usic M erchant. "It behooves each and everyone, therefore, to do his bit to correct erroneous conclusions and unjust accusations."

- - -

February 21, 1931

LABOR BILL HEADED FOR CONFERENCE

The bill to amend the Radio Act of 1927 (H.R. 11635), which was amended in the Senate to provide one clear channel for labor organizations, will probably go to conference next week.

With the exception of the labor amendment, the bill was explained in last week's BROADCASTERS' NEWS BULLETIN. The labor amendment is as follows:

"That the Federal Radio Commission shall assign one cleared channel frequency within the broadcasting band, with unlimited time and with power equal to the maximum power assigned any broadcasting station in the United States to the owner or owners of the broadcasting station or stations approved by the recognized labor organizations which in the opinion of the Commission are most representative of the labor interests of the United States, and shall issue no license or licenses for the use of said frequency except with the written consent of such so recognized labor organizations to any other persons, association, corporation, organization, or copartnership."

The National Association of Broadcasters, without questioning the right of labor to additional facilities, requested the House Merchant Marine and Fisheries Committee to hold hearings on the labor amendment because of the important allocation principle involved. The same bill which would give labor a cleared channel, provides that no licensee shall be given additional facilities without a hearing before the Commission and is designed to protect broadcasters against arbitrary action.

It is unlikely, however, that hearings will be held. Chairman White of the House Merchant Marine and Fisheries Committee has said that only two alternatives are open to him. He may permit the bill to remain on the Speaker's table or ask that conferees be appointed. It is impossible to predict what would happen to the labor amendment if the bill went to Congress, but there is much sentiment in Congress in favor of labor receiving additional facilities.

The bill passed the House on April 30, 1930, and passed the Senate on February 17, 1931, in its amended form. The Senate has appointed Senators Couzens, Watson, Fess, Dill and Smith as conferees.

When the bill was under consideration in the Senate, Senator Fess, who has a bill to set aside 15 per cent of all broadcast channels for educational purposes, inquired if the Committee had given consideration to the request of educators for facilities. He was informed that that request was considered but no action was taken.

While the bill includes a number of amendments which are desirable to correct several sections of the present Radio Act, there has been objection voiced against the transfer of the Radio Division of the Department of Commerce and also against the labor amendment which might result in an upheaval in the allocations or in protracted litigation.

- - -

TEXAS RADIO LIBEL BILL

A bill to place radio stations on the same basis as newspapers with respect to dissemination of libelous matter is now receiving consideration of the Texas legislature.

- - -

RMA AGAINST WIDENING BAND

The Radio Manufacturers Association is opposed to any change in the broadcast band, according to a report by C. C. Colby, legislative chairman of the Association. The question of widening the broadcast band will be discussed at the Madrid Convention in 1932 when foreign countries will campaign for changes in the band. The proposals recently drafted by the American committee preparing for the Madrid conference will not contain any recommendation with reference to changing the band, although these proposals are not binding upon this government.

- - -

NEWSPAPERS DROP PROGRAM LISTINGS

The Waterbury (Conn.) Republican and American, morning and evening, and the Waterbury Democrat, evening, have discontinued to publish program listings of broadcasting stations, according to Editor and Publisher. The publisher of the Republican and American papers stated:

"We feel that the newspaper has already done its share to popularize radio and procure for it public acceptance. Radio isn't an infant industry any longer and must stand on its own feet."

- - -

RADIO VALUABLE IN EMERGENCY

The nation wide response for copies of speeches proves the value of radio in time of national emergency, according to a statement issued this week by Col. Arthur Woods, chairman of the President's Emergency Committee for Employment. More than 5,000 copies of speeches have been sent out in response to written requests, he declared. The cooperation of broadcasting companies is commended in the statement.

- - -

CALIFORNIA RADIO BILL

A bill has been introduced in the California Senate for the purpose of creating a Department of Radio Supervision and to provide a tax for maintenance. The bill bears the number S. 821 and was introduced by Senator Wagy.

- - -

STATIONS KEEP ON FREQUENCIES

That radio broadcasting stations in the United States and possessions are striving to keep within their assigned wave length bands in broadcasting their programs is indicated by the fact that out of the 339 stations measured by the Commerce Department's radio checking system in December, 238 deviated more than 200 cycles and 101 showed deviations under 200 cycles, according to Wm D. Terrell, chief of the Radio Division. Stations are allowed to deviate 500 cycles by law.

- - -

NEWS BROADCASTS SUCCEED

Station WBZ, Boston, Mass. is experiencing success with a new type of news broadcasts. The station receives the service of the Consolidated Press Association by direct wire and arranges different news features in its daily programs. Several of these broadcasts are now sponsored.

- - -

February 21, 1931

STATIONS MUST KEEP TWO LOGS

The Commission on February 16 adopted General Order No. 106 making it compulsory for all broadcasting stations to keep accurate program and station logs and to record announcements of phonograph record broadcasts. Copies of the order have been sent to all broadcasting stations. The order provides:

"That all broadcasting stations be and they hereby are required to maintain two logs, as follows:

1. Program Log

This log shall contain

(a) An entry of all stations and call announcements and the time made.
(b) An entry describing each program broadcast with the time beginning and ending. If phonograph records or electrical transcriptions are used that fact shall be noted, together with the announcement made thereof.

2. Operating Log

This log shall contain

(a) An entry of the time the station's carrier wave goes on the air and the time the station's carrier wave is stopped.
(b) An entry of the time the program begins and ends.
(c) An entry of every interruption of the carrier wave, its cause and duration.
(d) An entry of each of the following shall be made every thirty minutes.

(1) Operating constants on last radio stage (total plate current and plate voltage); antenna current.
(2) Frequency check.
(3) Temperature of crystal chamber (if used).

"These logs shall be kept by the person or persons competent to do so having actual knowledge or information of the facts herein required, who shall sign the log when coming on duty and again when going off duty. The logs herein required shall be open to inspection at all reasonable times by Government Radio Inspectors and other persons authorized to do so by the Federal Radio Commission.

"This Order shall be effective on the 1st day of March, 1931."

The National Association of Broadcasters is now considering the advisability of recommending to the industry a uniform log form.

- - -

SHOULD YOU JOIN THE N A B?

This is the third complimentary issue of the BROADCASTERS' NEWS BULLETIN you have received from the NAB. You have also received a Special Bulletin telling you about the work of the Association. May we ask that you read this Special Bulletin carefully? Is the Association worthy of your support?

- - -

February 21, 1931

ADVERTISING FUND ADVOCATED

Arthur T. Haugh, Chicago, general sales manager of the Zenith Radio Corporation, recommended the raising of a $10,000,000 advertising fund to be spent in newspapers to acquaint readers of outstanding broadcasts, at a meeting of the National Federation of Radio Associations and the Radio Wholesalers' Association held in Indianapolis, Indiana, this week.

- - - -

HOOVER TALK OVER W J S V

The first independent station to broadcast the voice of President Hoover direct from the White House was Station W J S V, Alexandria, Va. Station W J S V broadcast the President's Lincoln Birthday address from its own microphone placed in the President's study. Incidentally, W J S V this week became a member of the National Association of Broadcasters.

- - - -

NO ACTION ON SHIPSTEAD BILL

With ten days remaining before adjournment of the present session of Congress, there is no hope for action on the bill S. 6149 introduced in the Senate last week by Senator Shipstead of Minnesota. The bill embodies the suggestions offered by Commander Craven in his plan for improving the broadcast structure which has already been submitted to the Commission. The Engineering Committee of the N A B is now giving study to Commander Craven's proposals with a view to preparing a report within the next few weeks.

- - - -

LINDEN HELD FOR EMBEZZLEMENT

According to the New York Times, Adolph F. Linden, who lost a million dollars in the failure of the American Broadcasting Company two years ago, was arrested in New York this week on a charge of embezzling funds amounting to $246,000 from the Puget Sound Savings and Loan Company of which he was president.

- - - -

ALABAMA RADIO FIGURES READY

The Census Bureau on February 16 announced receiving set census figures for Alabama. The number of families in the State on April 1, 1930 was 592,530 and the number of persons per family was 4.5. The number of families reporting radio sets was 56,491, or 9.5 per cent of the total. This is the lowest figure yet reported. In Delaware, New Hampshire and Vermont, the only other states for which figures are available, the number of families owning receiving sets was in the neighborhood of 45 per cent of the totals.

- - - -

February 21, 1931

EXAMINERS' REPORTS

In re application of National Radio M anufacturing Company (KFJF) Oklahoma City, Oklahoma, for modification of construction permit to extend completion date sixty days, Docket 1031, Report 66, by Examiner Yost recommends granting of the application.

In re application of Milburne O. Sharpe and Robert T. Smith, d/b as Radio Station W M N T, Middlesboro, Kentucky, for construction permit to erect a new station 1420 kc, 100 watts and unlimited hours of operation, Docket 917, Report 67, by Examiner Pratt recommends denial of the application.

In re application of Harlan Radio Broadcasting Co., Inc., Harlan, Kentucky, for construction permit to erect a new station 1210 kc, 100 watts and unlimited time, by Examiner Pratt recommends denial of the application.

- - -

PRAISES COMMERCIAL STATIONS

In a report entitled "Radio in Education" prepared by Armstrong Perry for the Payne Fund, the attitude of commercial stations toward educational programs is favorably set forth. On page 20 of the report, in discussing the point of view of the broadcasting companies, Mr. Perry states:

"When educators ask for the service of broadcasting stations, therefore, they ask for something that costs the owners of the stations large sums of money. Nevertheless, the broadcasting companies have responded generously to requests for free time for educational programs."

The report is a splendid collection of information on the subject of education and radio.

- - -

R C A LOSES TUBE PATENT SUIT

The U. S. Circuit Court of Appeals at Philadelphia this week held that the Radio Corporation of America violated the anti-trust acts by attempting to monopolize the radio industry. The court affirmed the injunction decree entered by the court below against "Clause 9" the tube clause in the licensing contracts. The R C A has announced that it will apply to the Supreme Court of the United States for review of the case. In the meantime, the Radio Protective Association is asking the Commission to refuse to renew licenses to the R C A upon the theory that that course is mandatory under the temms of the Radio Act of 1927

- - -

R ALPH ATLASS BUYING STATIONS

Ralph Atlass, with Station W B B M, Chicago, prior to its complete acquisition by Columbia Broadcasting System recently acquired control of Station W L A P, Louisville, Kentucky.

- - -

February 21, 1931

NEW APPLICANT GRANTED KFKB ASSIGNMENT

The Farmers and Bankers Life Insurance Company was granted a license to operate on 1050 kc with power of 5 KW and limited time by the Commission on February 20. This was the assignment on which former station K F K B, Milford, Kansas, operated. The grant issued to the new licensee was not a transfer of the old K F K B permit but was considered as the issuance of a new license. Station K F K B ceased operation under the mandate of the District of Columbia Court of Appeals on Friday.

- - -

WGBS CHANGED TO 1180 KC

Station W G B S, General Broadcasting System, New York, was ordered to return to its former frequency of 1180 kc on February 22, under a decision of the Commission, following out the mandate of the District of Columbia Court of Appeals. Station W I C C, Bridgeport, Conn. will begin operating on 600 kc on the same date

- - -

CANADIAN RADIO OFFICIAL VISITS

Col. W. Arthur Steel, in charge of radio activities of the Canadian Department of National Defense, Royal Canadian Signals, Ottawa, Canada, visited friends at the State Department and Radio Commission this week.

- - -

AMATEUR FACES HEARING

Elliott A. Ellis, 25, operator of amateur Station W I C S T, Roxbury, Mass. has been ordered to appear at a hearing before the Federal Radio Commission on March 10 to face a charge of using profane and obscene language over his station.

- - -

February 21, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Tuesday, February 24. All hearings commence at 10 a. m.

TUESDAY, February 24, 1931

NEW	Marius Johnson, Prop. Johnson Music Store Ironwood, M ich.	C. P.	1420 kc Day until 7 p. m.	25 W
NEW	Martin C. Newman Sturgis, Mich.	C. P.	1310 kc Unlimited Time	100 W

Wednesday, February 25, 1931

NEW	The N ew Haven Brdcstg. Co. New Haven, Conn.	C. P.	1420 kc Daytime Hours	250 W

Thursday, February 26, 1931

WCOD	Norman Hoffman Harrisburg, Pa.	C.P.	1200 kc Share with WKJC	100 W 250 W LS
WIBO	Nelson Bros. Bond & Mort. Co. Chicago, Ill.	Mod. Lic. Present Assign. Shares with WPCC & WISJ	560 kc Unlimited Time 560 kc	1½ KW Day 1 KW Night 1½ KW Day 1 KW Night
WCOA	City of Pensacola Pensacola, Florida	C. P. Present Assign.	1340 kc Unlimited Time 1340 kc Unlimited Time	1 KW 500 W
WSPD	The Toledo Broadcasting Co. Toledo, Ohio	Mod. Lic. Present Assign.	1340 kc Unlimited Time 1340 kc Unlimited Time	1 KW 1 KW D 500 W Night

- - -

February 21, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
K D K A	WESTINGHOUSE ELEC. & MFG. CO. Pittsburgh, Pa.	Granted auth. synchronize old transmitter at Barclay Ave. with new transmitter near Saxonburg, until April 30/31
K U J	PAUL R. HEITMEYER Walla Walla, Wash.	Granted Mod. of C.P. transmitter location, Marcus Whitman Hotel, Walla Walla. Also granted license to cover same.
W M M N	HOLT-ROWE NOVELTY CO. Fairmont, W. Va.	Granted consent to assign to Holt-Rowe Broadcasting Co.
W A B Z	COLISEUM PLACE BAPTIST CHURCH New Orleans, L a.	Granted consent to assign to Samuel D. Reeks.
W O D X	MOBILE BROADCASTING CORP. Mobile, Ala.	Granted authority to continue to operate at reduced power output at approximately 360 watts for add'l 10 days until repairs can be made to trans.
W S P D	TOLEDO BROADCASTING CO. Toledo, Ohio	Granted permission to operate Feb. 21, 22, 23 and 24 between 1 AM and 6 AM with power of 1 KW for purpose of making tests.
W G A R	W G A R BROADCASTING CO. Cleveland, Ohio	Granted extension of present temporary license to April 20, 1931
W I O D	ISLE OF DREAMS BRDCASTG. CORP. Miami, Fla.	Granted permission to broadcast test program on 940 kc for 1 day, for operation between 12 midnight and 5 PM.

- - - -

CONSTRUCTION PERMITS GRANTED

During the current week the Commission granted applications for construction permits to the following stations authorizing the installation of new equipment and changes in the present transmitters to conform to the terms of General Orders 91 & 97; W O M T, Manitowoc, Wis.; K F M X, Northfield, Minn.; W C A L Northfield, Minn.; K J B K, Highland Park, Mich.; W T O C, Savannah, Ga.; K R E, Berkeley, California; W C M A, Culver, Ind.; K I C K, Red Oak, Iowa.

Construction permit granted to K G K Y, Scottsbluff, Neb. to move studio and transmitter locally.

- - - -

February 21, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	KIRK JOHNSON & CO. Lancaster, Pa.	Requests C.P. 1000kc, 1KW day
NEW	WINTERS JONES & HUGH H. JONES,JR Baltimore, Md.	Requests C.P. 880 kc, 250 W. Daytime
NEW	E. A. FITZGERALD Natchez, Miss.	Requests C.P. 1500 kc 100 W. Unltd. time.
NEW	WARREN C. DAVENPORT Augusta, Ga.	Requests C.P. 1200 kc, 100 W. 8 hrs. daily
NEW	HARRY BYRON LEE LAMAR, COLORADO	Requests C.P. 1310 kc, 50 W. Daytime
WWL	LOYOLA UNIVERSITY New Orleans, La.	Requests C.P. to move transmitter and increase power to 10 KW; change time to Unlt
WDAY	WDAY, INC. Fargo, North Dakota	Requests to incr. power to 5 KW.
WHOM	NEW JERSEY BRDCSTG. CORP. Jersey City, N. J.	Requests Mod. of lic. to change hours of operation, to unltd.
WOW	WOODMAN OF THE WORLD LIFE INS. ASSOCIATION Omaha, Neb.	Requests to increase power to 5 KW
WKBB	SANDERS BROTHERS RADIO STATION Joliet, Ill.	Requests Mod. of lic. to change hours of operation to unltd.
NEW	C. S. ANDREWS Charlotte, N . C.	Requests C.P. 920 - 1 KW unltd.
Formerly WMBJ	Rev. J. W. SPROUL Wilkinsburg, Pa.	Requests C.P. new trans. - automatic frequency control - 1500 kc - 100 W unltd.

- - -

STATION REPRESENTATION DISCUSSED

Station representation and the place of the time broker are two of the important issues discussed in open debate reported in the Proceedings of the Eighth Annual Convention of the National Association of Broadcasters. There still are available a small number of copies which may be purchased at $5.00 per copy by sending an order to the M anaging Director, National Association of Broadcasters, National Press Building, Washington, D. C. Orders will be filled in the order received until the supply is exhausted.

- - -

February 21, 1931

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W K R C	W K R C, INCORPORATED Cincinnati, Ohio	550	----	Mod. lic. change power assignment to 1 KW without experimental clause.
W S P A	THE VOICE OF SOUTH CAROLINA Spartansburg, S. C.	1420	----	C.P. move transmitter studio locally.
K M E D	MRS. W. J. VIRGIN Medford, Oregon	1310	----	C.P. install new eqpt. incr. power to 100 W.
NEW	AROOSTOOK BROADCASTING CORP. Mars Hill, Maine	----	1420	C.P. resubmitted to erect station 1420 kc., 125 W. and unltd. hours.
W R A X	W R A X BROADCASTING CO. Phila., Pa.	1020	----	C.P. to change eqpt. and incr. power to 1 KW.
NEW	THE OHIO RADIO BRDCTG. CORP. Canton, Ohio	----	1200	C.P. ERECT NEW STATION WHBC's facilities, and unltd. hours except to share WNBO Sundays.
K G K Y	HILLIARD COMPANY, INC. Scottsbluff, Neb.	1500	1340	C.P. move transmitter and studio to 1517 Broadway, Scottsbluff, change eqpt., change frequency to 1340 kc., incr. power to 500 W. unlimited hours.
NEW	N. O. CLEMENSEN Payette, Idaho	----	600	C.P. resubmitted to erect new station 600 kc. 100 W. Unltd. hours.
W G C M	GREAT SOUTHERN LAND CO. Gulfport, Mississippi	1210	1470	C.P. amended to request 1470 kc., 5 KW. to operate unltd. day hrs. and share with WLAC at night
NEW	POPULAR MUSIC SHOP Canton, N. C.	----	1010	C.P. erect new station 1010 kc., 50 W. Unltd. hours.
NEW	RADIO DISTRIBUTING CO. Honolulu, T.H.	----	1420	C.P. erect new station to use KFQW's facilities.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K F K B	THE FARMERS & BANKERS LIFE INSURANCE CO. Milford, Kansas	-----	1050	Lic. to operate station KFKB which was denied authority to operate in Court of Appeals Action.
W L E X	BAY STATE BRDCSTG. CORP. Lexington, Mass.	1410	-----	C.P. amend. to omit request for unltd. time.
W Q B C	Delta Brdcstg. Co. Inc. Vicksburg, Miss.	1360	-----	Mod. C.P. change trans. loc. locally and ext. comp. date.
NEW	DADSWELL, LORD & SIMINGTON Sulphur Springs, Ark.	-----	1340	C.P. erect new station 1340 kc., 1 KW and UNLTD. TIME.
W S B T	SOUTH BEND TRIBUNE, South Bend, Ind.	1230	-----	Mod. lic. incr. power to 1 KW on 1230 kc.
W A A W	OMAHA GRAIN EXCHANGE Omaha, Neb.	660	-----	C.P. move trans. to outskirts Omaha - install new trans.

- - - -

LICENSE APPLICATIONS RECEIVED

DURING THE CURRENT WEEK, the Commission received applications for license following construction permits, which had been previously authorized by Commission action, from the following stations: KWKH, Shreveport, La; WSBT, South Bend, Ind.

- - -

PERMIT APPLICATIONS RECEIVED

DURING THE CURRENT WEEK, the Commission received applications from the following stations, requesting authority to make changes in equipment; KWG, Stockton, California; WKJC, Lancaster, Pa; WMBH, Joplin, Mo; WHBD, Mt. Orab, Ohio.

- - -

LICENSE APPLICATIONS GRANTED

DURING THE CURRENT WEEK, the Commission granted applications for license covering construction permits, which had previously been authorized by the Commission, to the following stations: WRAK, Williamsport, Pa.; WSMB, New Orleans, La.; WOI, Ames, Iowa; KJR, Seattle, Wash; WAAM, Newark, N . J.; KFVD, Culver City, California; WFBL Syracuse, N. Y.; K M O, Tacoma, W ash.; K G B X, St. Joseph, Mo.; W R A W, Reading, Pa.; W D B J, Roanoke, Va.

- - -

February 28, 1931

GOOD ANNOUNCER WANTED

Progressive station in a northwest town wants a good announcer who is versatile enough to entertain a little. Will pay from $75 to $100 a month. Advertising salesman also wanted. Address: Broadcasters' News Bulletin, National Prss Building, Washington, D. C.

- - -

BELLOWS ANSWERS CRITICS

Critics of broadcasting in the United States were sharply answered by Henry A. Bellows, vice president of the Columbia Broadcasting System, in an address before the Chamber of Commerce of Kansas City on February 25. Mr. Bellows listed the arguments which critics of broadcasting have advanced and answered them categorically. Arguments of newspapers and magazines, educators, and of Dr. DeForest were answered effectively in the address.

"But when I hear people say that there is too much advertising over the air, my reply is that if that is true, there is too much advertising in our newspapers and our magazines, too much advertising thinly disguised, in our columns of reading matter, too much advertising on our billboards, too much advertising carried in the mail," he declared. "If it is claimed that you can escape all the other kinds of advertising, but cannot escape the advertising that goes into radio programs, then I say that that is the finest possible tribute to the effectiveness of radio advertising. Finally, if it is alleged that radio broadcasting ought to find some other basis than advertising for its financial operation, then I say that I have lived in Washington, have been a member of the Federal Radio Commission, have been in fairly close contact with both the administrative and the legislative branches of our government, and that I for one see no more reason why a government bureau should be permitted to run American broadcasting than why a government bureau should be permitted to run the American newspapers. When we are willing to follow Soviet Russia to the point of letting government functionaries tell us what we shall and shall not read, then and then only we can consider letting government functionaries tell us what we shall and shall not hear."

- - -

STATION MANAGER AVAILABLE

One of the best known station managers in the country will shortly sever his connection with one of the country's leading broadcasting stations. His training has been wide and varied embracing agricultural pursuits, motion pictures, commercialized amusements, dramatic, community and recreational work. His radio experience has been broad and since 1926 he has been in charge of a 50 KW station. For further information write to NAB headquarters, National Press Building, Washington, D. C.

- - -

G. O. NO. 105 CLARIFIED

The Commission on February 27 announced officially that the 12-hour minimum operating schedule referred to in General Order No. 105, Section 3, for unlimited time stations, applies to Sundays as well as week days.

- - -

February 28, 1931

G. O. NO. 106 IS POSTPONED

The Commission on February 27 postponed from March 1 until April 30 the effective date of General Order No. 106 which would make it compulsory for all stations to keep program and station logs. The extension was requested by the National Association of Broadcasters upon complaint of a number of stations that extensive changes in personnel and routines would be necessary to comply with the order. The time originally permitted to make these changes was considered inadequate. The Commission undoubtedly will issue a statement explaining the nature of the records to be kept and a suggested form for keeping such records.

- - -

HOW'S THIS FOR QUICK WORK?

On February 23, D. LeMasurier of KFJM, Grand Forks, N. D. advised the National Association of Broadcasters that a bill (No. 220) had been introduced in the North Dakota legislature which would make it compulsory for all stations in that state to give their facilities to public officers and candidates for public office at a statutory rate of $10 per hour. Failure to comply with the act would have caused the station to escheat to the state. Henry A. Bellows, chairman of the Association's legislative committee, was advised of the bill and immediately got in touch with P. J. Myer of KFYR, Bismarck, and E. C. Reineke of WDAY, Fargo. Backed by the Association's objection, these members, within twenty-four hours, reported that they succeeded in having the bill killed in Committee.

- - -

NEW ASSOCIATION IS FORMED

A group of broadcasters met at St.Louis, Mo. this week to form an organization to fight against high power and to demand a new reallocation of broadcasting facilities. The new organization is being sponsored by Thomas Stevenson, head of the Stevenson Radio Syndicate.

- - -

EUROPE HAS ALLOCATION TROUBLES

In Europe, where government ownership of radio exists, allocation problems are increasing. Recently London exchanged a regional assignment with Graz, Austria, to avoid interference with Stuttgart, Germany. London likes the change but Austria refuses to make the switch permanent.

- - -

SHORT WAVE HEARINGS SOUGHT

Senator Dill of Washington, and Representative Ewin L. Davis of Tennessee, introduced a joint resolution in Congress this week asking that public hearings be held prior to the reallocation of 40 high frequency channels made available by the bankruptcy of the Universal Wireless Communication Company. The joint resolution would change the Radio Act of 1927 with respect to appeals from decisions of the Commission.

- - -

February 28, 1931

WHITE BILL STILL TABLED

The White Bill (H.R. 11635) to correct certain irregularities in the Radio Act of 1927, which passed the House on April 30, 1930, and which was passed by the Senate on February 17, 1931, with amendments designed to carry out the recommendations of the Federal Radio Commission and to grant to organized labor organizations one clear channel, still remains on the Speaker's table of the House. The Senate has already appointed conferees. It remains with Chairman White of the Merchant Marine and Fisheries Committee to ask for the appointment of conferees or permit it to die with this session of Congress. The request of the National Association of Broadcasters for a hearing on the labor amendment has not yet been acted upon.

- - -

STATION W K B H HAS DX PROGRAMS

Station WKBH, LaCrosse, Wis. 1380 kc, 1 KW, began a series of DX programs on February 23, which will continue until the middle of April. The programs will begin at midnight and continue until 2:00 a.m. The program will be headlined by Stan Stanley and his orchestra. Other DX programs for next week are: WHBY, Green Bay, Wis. 1200 kc, 3:00 to 4:30 a.m. March 1; WILL, Urbana, Ill. 890 kc, 1:00 to 3:00 a.m. March 1; Station XETF, Vera Cruz, Mexico, 680 kc, 500 watts will broadcast a concert from 1 a.m. EST, on March 2. Station WBAL, Baltimore, Md, is now testing after 1:00 a.m. on 760 kc in synchronization with WJZ, New York.

- - -

REVIEW GRANTED IN LANGMUIR CASE

The long controversy between the DeForest Radio Company and the General Electric Company involving the validity of the Langmuir vacuum tube patent will be reviewed by the Supreme Court of the United States. Chief Justice Hughes on Wednesday announced that the court had granted a petition for a writ of certiorari directing the Circuit Court of Appeals of the Third Circuit to send up for review its decision upholding the contention of the General Electric Company.

- - -

WHAT DOES THIS PORTEND?

According to VARIETY, Class A members of the American Society - Harms, Feist, Witmark, Berlin, Remick, Robbins and Shapiro-Bernstein - received $40,000 each from the Society during 1930 although they claim radio has damaged their business to the extent of $200,000 each during the year. In other words, to cover losses, the revenue from broadcasting licenses would have to be five times as great as at present.

- - -

ANTENNA INPUT MEASUREMENT GRANTED

During the current week, the Commission granted authority to determine licensed power by the antenna input method to the following stations: WCAM, Camden, N. J. and KWK, St. Louis, Mo.

- - -

February 28, 1931

EXAMINERS' REPORTS

In re application of Mobile Broadcasting Company (WODX) Mobile, Ala. for modification of license to change frequency to 590 kc, 500 watts, night,1 KW, LS, unlimited time, Docket 873, Report 69, by Examiner Pratt recommends denial of application.

In re application of Woodmen of the World Life Insurance Association (WOW) Omaha, Neb. for modification of license to increase hours of operation to unlimited time, Docket 873, Report 69, by Examiner Pratt recommends granting of application.

In re application of F. Clement, Java, N. D. for construction permit to erect new station on 1310 kc with 100 watts and unlimited time, Docket 929, Report 70, by Examiner Pratt recommends denial of application.

In re application of G. C. Crawford, Haynesville, La. for construction permit to erect new station on 1120 kc with 10 watts and daylight hours, Docket 947, Report 71, by Examiner Pratt recommends denial of application.

In re application of John R. Sylvester, Derry, Pa. for construction permit to erect new station on 1500 kc with 100 watts and unlimited time, Docket 1013, Report 72, by Examiner Pratt recommends denial of application.

In re application of W. Beard, (KBTM) Paragould, Ark. for construction permit to install new equipment and change frequency to 990 kc with 500 watts and daylight operation, Docket 908, Report 73, by Examiner Pratt recommends denial of application.

In re application of The Hutchens Company, Huntsville, Ala. for construction permit to erect new station on 1200 kc with 100 watts and unlimited time, Docket 893, Report 74, by Examiner Pratt recommends granting of application to share time on requested frequency with WFBC, Knoxville, Tenn.

In re application of High Point Broadcasting Company, High Point, N.C. for construction permit to erect new station on 1500 kc with 100 watts and unlimited time, Docket 879, Report 75, by Examiner Pratt recommends denial of application.

In re application of Wayne M. Nelson, High Point, N.C. for construction permit to erect new station on 1200 kc with 100 watts and unlimited time, Docket 894, Report 75, by Examiner Pratt recommends denial of application.

In re application of Westinghouse Electric & Manufacturing Co. (W8XK) Pittsburgh, Pa. for modification of station license on 6140, 15210, 11880, 17780 and 21540 kc with 40 watts to authorize relay broadcasting of regular sustaining and commercial programs, Docket 961, Report 76, by Examiner Pratt recommends denial of application.

In re application of Donald Burton, Muncie, Ind. (WLBC) for construction permit to change frequency to 1420 kc with 100 watts night and 125 watts LS, and unlimited time, Docket 902, Report 77, by Examiner Pratt recommends denial of application.

EXAMINERS' REPORTS (Continued)

In re application of David Parmer, Columbus, Ga. (WRBL) for construction permit to change frequency to 1240 kc with 500 watts and unlimited time, Docket 979, Report 78, by Examiner Pratt recommends denial of application.

In re application of C. L. Carrell, Jackson, Mich. (WIBM) for modification of license to change frequency to 1200 kc with 100 watts and unlimited time, Docket 1016, Report 79, By Examiner Pratt recommends denial of application.

- - -

SIMULTANEOUS DAY OPERATION GRANTED

Receding from the policy as declared in General Order 105, the Commission on Friday of this week granted authority for simultaneous day operation to the following stations on their present assignments: WOKO, Albany, N. Y. and WHEC, Rochester, N. Y.; WAPI, Birmingham, Ala. and KVOO, Tulsa, Okla.; KFAB, Lincoln, Neb. and WBBM, Chicago, Ill.; WJBK, Highland Park, Mich. and Jackson, Mich. All of these stations have been operating on these same schedules for some time.

- - -

COMMISSION APPOINTS ATTORNEY

George B. Porter of Iowa was appointed an attorney by the Commission this week. Mr. Porter has been connected with the Interstate Commerce Commission since 1929, and before that time was engaged in the practice of law at Des Moines, Iowa.

- - -

FAMED EXPLORER VISITS COMMISSION

Sir Hubert Wilkins, widely known arctic explorer, visited the Commission this week. Sir Hubert is the leader of a proposed expedition to attempt a two months trip by submarine early this Summer from Spitzenberg to Nome. The object of the Washington visit was to get the reaction of the Commission to the possibility of communicating with the United States by use of short waves, and then have these messages rebroadcast to listeners. It is understood that Sir Hubert will make the final arrangements and return to Washington within a few weeks, at which time formal request for facilities will be made.

- - -

MORE RADIO CENSUS FIGURES

The Census Bureau this week issued radio receiving set census figures for the states of Arizona and Arkansas. In Arizona there were reported 106,630 families with 4.1 persons per family. There were 19,295 receiving sets in the state or 18.1 per cent of the total families owned sets. In Arkansas there were reported 439,408 families, 4.2 persons per family, a total of 40,248 receiving sets, or 9.2 per cent of the families owned sets.

- - -

February 28, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, March 2, 1931. All hearings commence at 10 a.m.

MONDAY, March 2, 1931

KFQW	KFQW, INC. Seattle, Wash.		1420 kc Ren. L. Unlimited Time	100 W.
KMLB	J. C. LINER Monroe, La. (2 applications)	C.P.	1200 kc 8:00 to 10:30 a.m. 12:00 M. to 2:00 p.m. 5:30 p.m. to 7:00 p.m. Daily except Sunday. Sunday: 8:00 to 9:00 a.m. and 11:00 a.m. to 1:00 p.m.	100 W.
		Mod. Lic.	1200 kc Unlimited time Present assignment: 1200 kc	50 W. 50 W. D.

TUESDAY, March 3, 1931

WEVD	DEBS MEMORIAL RADIO FUND, INC. New York, N. Y.	Ren. L.	1300 kc Unlimited time	500 W.

(Hearing on this application held October 14, 1930, and the Examiner made a report. On January 16, 1931, the report was remanded for further hearing).

WEDNESDAY, March 4, 1931

NEW	INDEPENDENT PUBLISHING CO. INC. Anderson, S. C.	C.P.	1200 kc Unlimited time	100 W.

THURSDAY, March 5, 1931

WDBO	ORLANDO BROADCASTING CO. INC. Orlando, Fla.	Mod. L.	1120 kc Unlimited time	500 W 1 KW LS

- - -

February 28, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	FOWER OIL CO. Macon, Mo.	Requests C.P. 1210 kc, 100 W. unlimited.
NEW	CONARD STUDIO Garden City, Kan.	Requests C.P. 1370 kc, 100 W. unlimited.
NEW	WARREN & RETZLAFF Muskegon, Mich.	Requests C.P. 1500 kc, 15 W. unlimited.
NEW	THE SHARTENBERG RADIO SERVICE INC. New Haven, Conn.	Requests C.P. 930 kc, 250 W. unlimited.
WGCM	GREAT SOUTHERN LAND CO. Gulfport, Miss.	Requests C.P. to inst. new eqpt. and change freq. to 1470 kc with 5 KW and operate simultaneously with WLAC daytime and share time at night.
WIAS	POLING ELECTRIC CO. Ottumwa, Iowa	Requests C.P. to change eqpt and change location studio and transm. to Des Moines, Iowa.
KSO	Berry Seed Co. Clarinda, Iowa	Requests C.P. to inst. new eqpt and change location studio and transm. to Des Moines, Iowa.
KSO	BERRY SEED CO. Clarinda, Iowa	Requests consent to vol. assgn. to J. Callaway and Harry Dahl.
WDAY	WDAY, INC. Fargo, N. D.	Requests C.P. to inst. new eqpt and incr. power to 5 KW.
KMA	MAY SEED & NURSERY CO. Shenandoah, Iowa	Requests Mod. Lic. to change freq. to 710 kc with 750 W. and daylight opera.
WSAI	CROSLEY RADIO CORP. Cincinnati, Ohio	Requests Mod. Lic. to incr. power to 1 KW.

- - -

APPLICATION DENIED

The following application heretofore designated for hearing was denied as applicant failed to enter appearance within time allowed under G. O. 93.

NEW	F. L. SMITH, D/B as Florence Broadcasting Co. Florence, S. C.	C.P.	1310 kc	100 W. Unlimited time

- - -

February 28, 1931

APPLICATIONS DISMISSED

During the current week, the Commission dismissed the following applications at the request of the applicants:

CALL	NAME OF APPLICANT	NATURE OF APPLICATION
W I S J	THE WIS. STATE JOURNAL CO. Madison, Wis.	Mod. of Lic. 560 kc, 500 W.
W H B D	F. P. MOLER Mount Orab, Ohio	C.P. 1370 kc, 250 W. day, 100 W. night Unlimited time.
NEW	G. C. BLEE, D/B as Radio Service Labs. Negaunee, Mich.	C.P. 580 kc, 1 KW.
NEW	AMERICAN BROADCASTING CO. Florence Dooley, Vice-Pres. Chicago, Illinois	C.P. 1310 kc, 100 W. unlimited time.

- - -

CONSTRUCTION PERMITS GRANTED

During the current week, the Commission granted applications for construction permits to the following stations authorizing the installation of new equipment or changes in present transmitters: WJBU, Lewiston, Pa.; KGFF, Alva, Okla.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week, the Commission received applications for license following construction permits, which had previously been authorized by Commission action: WBZ, Springfield, Mass.; KSD, St. Louis, Mo.; WFOX, Brooklyn, N. Y.; WRAF, LaPorte, Ind.

- - -

ASSIGNMENTS GRANTED

During the current week the Commission granted consent to the following voluntary assignments:

WENR	GREAT LAKES BROADCASTING CO. Chicago, Illinois	Granted consent to vol. assgn. to National Broadcasting Company Inc.
WRBI	KENT'S FURNITURE & MUSIC STORE Tifton, Georgia	Granted consent to vol. assgn. to Oglethorpe University.

- - -

February 28, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	KENNETH AUBREY TAYLOR Boston, Mass.	----	1500	C.P. erect new station 1500 kc, 250 w. LS; 100 w. night, share with WLOE
NEW	DETROIT BROADCASTING CO. Detroit, Michigan	----	590	C.P. request 590 kc. 500 w. unlimited.
K G H L	Northwestern Auto Supply Co. Billings, Montana	950	----	C.P. move studio, change eqpt, incr. power to 2 KW day and 1 KW night
W B B M - W J B T	ATLASS COMPANY, INC. Chicago, Illinois	770	----	Mod. Lic. cover hrs of operation to comply with G.O. 105.
W H E C - W A B O	HICKSON ELEC. & RADIO CORP. Rochester, N. Y.	1440	----	Mod. Lic. to operate simultaneously with WOKO daytime.
W H A Z	RENSSELAER POLYTECHNIC INSTITUTE Troy, New York	1300	----	C.P. install eqpt incr. power to 1 KW
NEW	THEODORE FRANK ZEMLA Pontiac, Michigan	----	1210	C. P. erect new station 1210 kc, 100 W. Unlimited
W M C	PAUL DILLARD and E. BROWN, RECEIVERS Memphis, Tennessee	780	----	Req. for an involuntary assign. of lic. to MEMPHIS COMMERCIAL APPEAL, INC.
K R M D	ROBERT M. DEAN Shreveport, Louisiana	1310	----	Mod. of Lic. to move studio locally.
K T B I	BIBLE INSTITUTE OF LOS ANGELES Los Angeles, Calif.	1300	----	Req. to vol. assign lic. LOS ANGELES BRDCSTG. CO.
NEW	JOSEPH E. FINCH & CURTIS P. RITCHIE Trinidad, Colorado	----	1420	C. P. erect new station 1420 kc. 100 W. unlimited.
K I D	KID BROADCASTING COMPANY Idaho Falls, Idaho	1320	----	C.P. change eqpt, incr. power to 500 W. day and night.

February 28, 1931

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W O K O	WOKO, INCORPORATED Poughkeepsie, New York	1440	----	Mod. Lic. operate simultaneously with WHEC-WABO during daytime. Station now shares with WHEC-WABO day and night.
NEW	WILLIAM J. HAYS Portsmouth, Ohio	----	1310	C.P. erect new station 1310 kc, 100 W, unltd
W L S	AGRICULTURAL BRDCG CO. Chicago, Illinois	870	----	Mod. Lic. incr. power to 50 KW to be used on WENR transmitter.
NEW	INDIANA'S COMMUNITY BROADCASTING CORPORATION Hartford City, Indiana	----	600	C.P. to req. 600 kc, 500 W. and unlimited or 1/2 of WMT's time.
W O W	WOODMEN OF THE WORLD LIFE INSURANCE ASSOCIATION Omaha, Nebraska	590	----	C.P. to req. change eqpt incr. power to 5 KW.
W O K O	HUDSON VALLEY BRDCG CO. Poughkeepsie, N. Y.	1440	----	Req. assign C.P. to WOKO, INC.
W D R C	THE DOOLITTLE RADIO CORP. Hartford, Conn.	1330	----	Vol. assgn. to WDRC, INC.
W B B C	BROOKLYN BROADCASTING CORP. Brooklyn, N. Y.	1400	----	C.P. change eqpt incr. power 1 KW.
W L B G	ROBERT ALLEN GAMBLE Petersburg, Virginia	1200	----	Request assign to WLBG, INC.
W O D X	MOBILE BROADCASTING CORP. Mobile, Alabama	1410	----	Mod. of Lic. change hours of operation to operate simultaneously with WSFA, daytime.
W E H C	EMORY & HENRY COLLEGE Emory, Virginia	1200	----	C.P. change to 1350 kc incr. power to 500 W. daytime and change eqpt.
W R B I	KENT'S FURNITURE & MUSIC CO. Tifton, Georgia	1310	----	Req. assign C.P. to OGLETHORPE UNIVERSITY.
W O A I	SOUTHERN EQUIPMENT COMPANY San Antonio, Texas	1190	---	C.P. use old eqpt at old location as an auxiliary.

STATIONS HOLDING (Continued)

DATE	NAME OF STATION	FREQUENCY	POWER	NATURE OF ARRANGEMENT
[illegible]	[illegible] INCORPORATED [illegible], Indiana	1440	----	[illegible]
[illegible]	WILLIAM G. [illegible] [illegible], Ohio	----	[illegible]	[illegible]
[illegible]	[illegible] BROADCASTING CO. [illegible], Illinois	[illegible]	----	[illegible]
NEW	[illegible] COUNTY BROADCASTING CORPORATION [illegible], Ohio, Indiana	----	[illegible]	[illegible]
[illegible]	[illegible] OF THE [illegible] LAKE [illegible] ASSOCIATION [illegible], Michigan	[illegible]	----	[illegible]
[illegible]	[illegible] VALLEY BROS. CO. [illegible], N. Y.	1440	----	[illegible]
[illegible]	[illegible] BROADCASTING CORP. [illegible], Ohio.	1440	----	[illegible]
[illegible]	[illegible] BROADCASTING CORP. [illegible], N. Y.	1440	----	[illegible]
[illegible]	[illegible] LEAGUE [illegible] [illegible], [illegible]	[illegible]	----	[illegible]
[illegible]	[illegible] BROADCASTING CO. [illegible], Michigan	[illegible]	----	[illegible]
[illegible]	[illegible] BROADCASTING CO. [illegible], [illegible]	[illegible]	----	[illegible]
[illegible]	[illegible]	[illegible]	----	[illegible]
[illegible]	[illegible]	[illegible]	----	[illegible]

February 28, 1931

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K M A	MAY SEED & NURSERY COMPANY Shenandoah, Iowa	930	710	Mod. Lic. req. 750 W. and daytime hours on 710 kc.
K F A B	KFAB BROADCASTING COMPANY Lincoln, Nebraska	770	---	Modified lic. operate simultaneously daytime with WBBM-WJBT.
NEW	STEWART A. HEIGOLD Yuma, Arizona	----	1310	C.P. erect new station 1310 kc, 100 W. and unlimited.
W C A P	RADIO INDUSTRIES BRDCT CO Asbury Park, N. J.	1280	----	C.P. change eqpt incr. power 1 KW on 1280 kc and move studio.
W L B G	ROBERT ALLEN GAMBLE Petersburg, Virginia	1200	----	C.P. change eqpt.
W T F I	TOCCOA FALLS INSTITUTE Toccoa, Georgia	1450	----	Req. auth. assign lic. to Toccoa Falls Broadcasting Co.
W Q D X	STEVENS LUKE Thomasville, Georgia	1210	----	C.P. req. incr. power to 100 watts, change eqpt only.
NEW	A. E. HODGES & W. R. WINKLER Boone, N. C.	----	1200	C.P. erect new station 1200 kc, 100 W. unltd.
W H A D	MARQUETTE UNIVERSITY Milwaukee, Wisconsin	1120	----	Mod. C. P. extend completion date on C.P. to March 20, 1931.
W H B F	BEARDSLEY SPECIALTY COMPANY Rock Island, Illinois	1210	----	Lic. to cover C.P. issued 12/5/30
W O S	MISSOURI STATE MARKETING BUR. Jefferson City, Missouri	630	----	C. P. req. auth. install new eqpt.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week, the Commission received applications from the following stations, requesting authority to make changes in equipment: WTAG, Worcester, Mass.; WNBO, Washington, Pa.; KMJ, Fresno, Calif.; WJBI, Red Bank, N.J.; WHFC, Cicero, Ill.; WKBB, Joliet, Ill.; KGDM, Stockton, Calif.

- - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

March 1, 1931

ACTION ON VESTAL BILL DOUBTFUL

This issue of the BULLETIN comes to you late because it was hoped that Senate action on the Vestal Copyright bill could be reported. The bill was taken up in the Senate late Friday afternoon and made the unfinished business of that body. Consideration of the measure was continued on Saturday afternoon but at the time of adjournment only one section had been acted upon.

The bill as reported by the Senate Patents Committee is not objectionable to broadcasters, but every amendment must be kept. There will be attempts by those unfriendly to the broadcasters' amendments to have them changed on the floor of the Senate during consideration of the bill.

Only three and one-half days remain in this session which expires at noon on March 4. If lengthy debate results during its consideration on Monday, the bill will probably go by the boards.

Although several additional amendments which will be offered by Senator Dill are desirable, broadcasters are not opposed to the measure as it has been reported to the Senate. But attempts to radically change the committee amendments, added at the insistence of broadcasters, should be blocked.

If these amendments are materially changed or eliminated entirely, the bill will again become objectionable.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

March 7, 1931

CONGRESS ADJOURNS!

The Seventy-first Congress adjourned on March 4 without giving final approval to any of the bills affecting broadcasting stations.

The Vestal Bill, against which the National Association of Broadcasters, waged a determined fight after it passed the House, failed of action in the Senate although the Senate Committee on Patents had met the principal objections of broadcasters before reporting it favorably.

The White bill to amend the Radio Act of 1927, to which was added the Glenn amendment granting a clear channel to labor, died on the Speaker's table in the House after receiving approval of both bodies. This bill also provided for consolidation of the Radio Division and the Commission and included the recommendations of the Commission with respect to suspension of licensees for cause and the lighting of radio towers.

The Couzens Communications Commission bill died in the Senate Interstate Commerce Committee. The Fess bill to set aside 15 percent of all broadcasting frequencies for educational purposes did not even receive committee action. Other measures of lesser importance also died with the session.

All of these measures, and many more, will be reintroduced in the next Congress. The National Association of Broadcasters faces the busiest term of its entire existence next Winter and it must have the assistance of every station in the United States.

- - -

March 7, 1931

MUCH EXCITEMENT BUT NO ACTION

After keeping the broadcasting industry in a constant state of turmoil since last December, the Seventy-first Congress adjourned on March 4 without enacting any major pieces of radio legislation.

The most important measure that died with the Congress was the Couzens Communications bill which failed to receive committee approval after months of extensive hearings. The White bill, proposing amendments to the Radio Act, and to which was added in the Senate the amendment giving labor one clear channel, expired on the Speaker's table although both the House and Senate had acted upon the measure. The Senate amendments, however, drastically changed the nature of the bill which resulted in its death. The National Association of Broadcasters objected to the labor amendment on principle, and the Radio Division objected to the amendment which would have resulted in the Commission swallowing it up.

The Shipstead bill, embodying the fundamentals of the Craven plan, the McNary bill, prohibiting radio lotteries, and other bills of incidental importance failed to obtain action.

Money was appropriated for the construction of a radio research laboratory in Washington which will be under the supervision of the Bureau of Standards. The bill authorizing the acquisition of additional land at Grand Island, Neb. was not passed.

The Fess bill to grant 15 per cent of all broadcasting frequencies exclusively to the educators did not receive committee approval.

The Vestal copyright bill was lost because of the eleventh hour filibuster which marked the close of the Senate.

The Couzens Communications bill will be reintroduced in the new session and the educators expect to make a desperate drive for the Fess bill which will also be introduced. A sum of $200,000 is available to secure passage of this measure.

The whole copyright controversy will be reopened simultaneously with the reconvening of the next Congress.

- - -

UNIVERSAL WIRELESS READY

Universal Wireless Communication Company notified the Commission this week that it will appear at the short wave hearing on March 16 prepared to show that it is financially able to properly construct and operate 112 transmitters in as many cities scattered throughout the United States. The Universal Wireless will seek to have allocated to it forty high frequency channels which were involved in lengthy litigation.

- - - -

[illegible]

[illegible]

[illegible]

[illegible]

The General Bill, embodying the fundamentals of the Dawson Act, the Veterans' Bill, establishing Veterans Bureau, and other bills of lesser importance relating to veterans welfare.

Money was appropriated for the construction of a public recreation building in Florida and the Veterans Bureau will be under the supervision of the Bureau of Standards. The bill authorizing the acquisition of additional land at Grand Island, Nebr. was not passed.

The Navy bill to permit 12 per cent of all transportation transported on ships to the education bill was receive consideration approved.

The Vocational rehabilitation bill was lost because of the objection from veterans which marked the close of the Senate.

The Dawson Commutation Act bill will be reintroduced in the next session and the enlargement account to make a disparate review law the Navy bill which will also be introduced. A sum of $200,000 is available be secure passage of this measure.

The whole compensation controversy will be suspend absolutely with the recommendations of the Work Department.

- - -

INTERNAL STRUGGLE HERE

[illegible] Commissioner Dawson resulted the Commission this week [illegible] the efforts have failed. It is hard to prevent [illegible] to [illegible] to properly consider and operate the [illegible] [illegible] [illegible] [illegible] the Grand Circle. The Bureau [illegible] will work to have allocated to it [illegible] [illegible] [illegible] [illegible] in handling litigation.

- - - -

March 7, 1931

WTMJ WINS COURT FIGHT

Station W T M J, Milwaukee, Wis. owned and operated by the Journal Company, won its protracted court fight this week under a decision of the Court of Appeals of the District of Columbia. Four appeals, Nos. 5095, 5163, 5268 and 5269, were disposed of in a single opinion. The gist of the opinion is that W T M J be placed in the position it occupied, with respect to its service area, before WFLA-WSUN, Clearwater, Fla. was placed on its frequency of 620 kc and before WLBZ, Bangor, Maine, secured its power increase.

"The purpose of this regulation," the court said, referring to the Radio Act, "obviously is to prevent chaos and to insure satisfactory service. The installation and maintenance of broadcasting stations involve a very considerable expense. Where a broadcasting station has been constructed and maintained in good faith, it is in the interests of the public and common justice to the owner of the station that its status should not be injuriously affected except for compelling reasons. Unless such a policy is maintained, the public will not receive the character of service which we are convinced the Radio Act was intended to insure. No station that has been operated in good faith should be subjected to a change of frequency or power or to a reduction of its normal and established service area except for compelling reasons."

The opinion appears to sustain the right of a station to maintain its normal service area without curtailment caused by shifts of other stations unless compelling reasons are supported by evidence at a public hearing.

The opinion further questions the propriety of the shift of Florida stations, made in October, 1929, under which W D A E, Tampa, was removed from 620 kc to make way for W F L A - W S U N.

- - -

"RADIO DIGEST" LOOKS US OVER

An editorial in the current issue of "Radio Digest" reads as follows:

"Your radio entertainment is in the hands of your broadcasters. What affects them affects you. Therefore both the broadcaster and the listener have common interests. In order to maintain a high order of service leading broadcasters have united into an organization called the National Association of Broadcasters. The activities of the association seem to be growing. The headquarters have been moved from New York to Washington where a watchful eye is kept on proposed legislation."

After reviewing briefly some of the activities of the association, the editorial concludes with the admonition:

"Every broadcaster should belong to the association for the good of all concerned."

- - -

WLS TO USE WENR TRANSMITTER

Station W L S, Chicago, has been granted authority by the Commission to use the transmitter of W E N R, Chicago, recently acquired by the National Broadcasting Company. Station WLS had previously been granted a 50 KW construction permit by the Commission and will be permitted to use that amount of power when it uses WENR's transmitter.

- - -

March 7, 1931

MORE REGULATION PROPOSED

During the past two weeks the attention of the National Association of Broadcasters has been directed to nine radio bills now pending in the legislatures of seven states. Each of these bills tends to further regulate your business and place added burdens upon your operation. In one instance the NAB succeeded in writing finis to a measure that would have fixed charges for time. The bills now pending, of which we have knowledge, are as follows:

NORTH DAKOTA S. 220 — compelling stations to grant time to political candidates at $10 per hour or face confiscation of their stations.

NEW YORK S. 822 — providing penalties for equipping automobiles with short wave receiving sets.

CALIFORNIA S. 821 — creating a Department of Radio Supervision and providing for a tax upon receiving sets.

CALIFORNIA S. 299 — requiring broadcasting stations to keep a public record of all sums received as gifts.

TEXAS H.B. 326 — defining and providing punishment for radio slander.

NEBRASKA S. 241 — requiring broadcasting stations to report the consideration received for political broadcasts.

MASSACHUSETTS H. 774 — regulating hours of labor of women and children employed in the manufacturing of radios.

MASSACHUSETTS H. 337 — imposing a sales tax on radios, radio tubes and parts.

TEXAS H.382 — providing penalties for use of radio to promote trading or speculating in futures of grain, cotton, etc.

MINNESOTA S. 588 — providing punishment for libel by radio.

Members of the NAB are urged to notify the Managing Director of all radio bills introduced in their legislatures and city councils.

- - -

CRAVEN PLAN CONSIDERED

The NAB engineering committee, composed of engineers from stations of all classes, under the chairmanship of John V. L. Hogan, has begun a study of the plan submitted by Commander T. A. M. Craven for general improvement of the broadcasting set up. Members of the committee have been supplied with copies of the draft of the plan and the chairman this week requested that each member of his committee submit his comments in writing. After this preliminary study there will be a meeting to further study the plan and draft a report. The same plan is also being given study by the Federal Radio Commission.

- - -

March 7, 1931

RECOMMENDS AGAINST KTNT

Chief Examiner Yost, in a report proposed to the Commission, recommends that the license of Station K T N T, Muscatine, Iowa, owned and operated by Norman Baker, be not renewed. The chief examiner lists nine conclusions gleaned from the hearing in the case held last October, as follows:

1. A radio broadcasting license imposes an inescapable obligation on the licensee to serve public interest, and promote public welfare.

2. It is not in the public interest for a radio broadcasting station to provoke personal or community strife and turmoil, by means of radio communications.

3. A radio broadcasting station licensee should not unjustly attack legitimate organizations or individuals in order to further his own personal interests and business.

4. A station may have much in its public service record to commend it and at the same time there may be set over against this record sufficient objectionable matter to discredit such station.

5. It is not necessary that a licensee violate any of the penal provisions of the Radio Act in order to forfeit the right to a renewal of license; this may be done by simply failing to serve public interest, convenience or necessity.

6. A proper respect for the rights, privileges and opinions of all peoples should be observed and maintained by all licensees.

7. Since the home is the principal listening post in the broad field of radio reception, nothing which tends to vulgarity, immorality or indecency has any place in radio communications.

8. Anything that tends to unjustly destroy or injure the legitimate business of any person or group should not be broadcast by a licensee.

9. A licensee may be entirely mistaken as to what constitutes a genuine public service.

- - -

EXCEPTIONS TO HIGH POWER REPORT

Attorneys for high power applicants, who were not favored in the supplemental report filed by Chief Examiner Yost, are preparing exceptions for filing with the Commission, presaging long legal controversy. Exceptions to the report as it relates to the first, second, third and fourth zones must be filed on or before March 9, and exceptions from the fifth zone must be filed on or before March 16.

- - -

V. FORD GREAVES TO SPEAK

Broadcasting allocations will be the subject of an address to be delivered by V. Ford Greaves, broadcast engineer of the Commission at the monthly meeting of the Washington Section, Institute of Radio Engineers, on March 12, 1931.

- - -

March 7, 1931

WRAW LOSES COURT APPEAL

The Commission's unit system as set up in General Order No. 92 and the equalization system established in General Order No. 102 received a severe jolt under a decision of the Court of Appeals of the District of Columbia upholding the Commission's denial of an application filed by Station W R A W, Reading, Pa. for change in frequency from 1310 to 620 kc and to increase power from 100 to 500 watts.

After pointing out that the State of Pennsylvania is under quota and that the Second Zone is also underquota, the court stated that the interference which would be caused by permitting the Reading station to shift to 620 kc would be more detrimental to the State than to permit the existing lack of facilities.

"It would not be consistent with the legislative policy to equalize the comparative broadcasting facilities of the various states or zones by unnecessarily injuring stations already established which are rendering valuable service to their natural service areas," the court stated. "The paramount consideration, after all, is the public interest, convenience and necessity and we are convinced upon a review of the record that the board's conclusions are in line therewith."

None of the Commission's General Orders were mentioned specifically in the opinion.

- - -

NAB MEMBERSHIP GROWS

Seven new membership applications were received by the NAB during the current week. They are K G D Y, Voice of South Dakota, Huron, S. D.; W S P A, The Voice of South Carolina, Spartanburg, S.C.; K W C R, H. F. Paar, Cedar Rapids Broadcasting Co. Cedar Rapids, Iowa; W J A C, Johnstown Automobile Company, Johnstown, Pa.; W N B H, Irving Vermilya, New Bedford, Mass.; W O R C, A. F. Kleindienst, Worcester, Mass.; and W K Z O, WKZO, Inc. Berrien Springs, Mich. With the exception of the last mentioned, the other new applicants are local stations.

- - -

DIRECTORS MEET IN DETROIT

A meeting of the Board of Directors of the National Association of Broadcasters will be held at the Statler Hotel, Detroit, Mich. at 10 a.m. Monday, March 23, 1931. Every member of the Board is urged to be present because several of the matters to be discussed are of extreme importance to the Association and broadcasting generally.

- - -

AVERAGE RADIO SET COST $87

The average list price of a radio receiving set in 1930 was estimated at $87, less tubes, as against $133 in 1929, according to H. E. Way, assistant chief of the Electrical Equipment Division, Department of Commerce. The volume of business totaled $332,198,000 in 1930 as compared with $592,000,000 the preceding year.

- - -

[illegible] set up in General Order No. [illegible] in General Order No. [illegible] Appeals of the District of Columbia [illegible] application filed by Benson W. A. A. Smith, [illegible] from 1810 to 930 km and to increase power from 101 to [illegible] watts.

[illegible] that the State of Pennsylvania in [illegible] the Eve[illegible] to undertakes, the court stated that the [illegible] would be [illegible] restricting the Smallpox station to which to 980 [illegible] more desir[illegible] the State than to permit the operation [illegible] facilities.

"It was [illegible] be considered with the legislative policy [illegible] comparatively inadequate facilities of the various states [illegible] arily in [illegible] existing already established which are [illegible] value [illegible] natural service areas," the court stated. "The public [illegible] adequate, [illegible], in the public interest, convenience and necessity and are convinced upon a review of the record that the benefits [illegible] the [illegible]."

Text of the Commission's General Orders [illegible] in the opinion.

- - -

NEW VENTURES GROWS

Seven new membership applications were received by the NAB during the [illegible] week. They are K. P. Y., Voice of Small Towns, Ewen, S. D.; K. E. P. A., The Voice of South Carolina, Spartanburg, S.C.; K. T. C. M., K. E. Lewis, Oklahoma Broadcasting Co. Center Rapids, Iowa; W. L. A. C., Oklahoma Advertising Company, Oklahoma, Okla.; W. H. E. H., Irvin Kentucky, New Albany, Ind.; W. R. C. A. E. Kilgrich, Worcester, Mass.; and W. K. E. C., WKBC, Inc. Peoria, Springfield, Mich. With the exception of the last mentioned, the other new applicants are local stations.

- - -

DIRECTORS MEET IN DETROIT

A meeting of the Board of Directors of the Michigan Association of Broadcasters will be held at the Statler Hotel, Detroit, Mich., at 10 a.m. Monday, March 1, 1937. Every member of the Board is urged to be present because a [illegible] of the matters to be discussed are of extreme importance to the broadcasting industry generally.

- - -

[illegible] SAFE FOR GOOD BUY

The purchase price of a radio receiving set in 1936 was [illegible] per, less [illegible], or equal $125 in 1920, according to H. E. Hoy, marketing chief of the Electrical Equipment Division, Department of Commerce. The value of business totaled $[illegible],000 in 1920 as compared with $[illegible],000,000 in [illegible] year.

- - -

March 7, 1931

DIXIE NETWORK STARTS MARCH 23

Station WBT, Charlotte, N. C. will be the key station for the new Dixie network of the Columbia Broadcasting System which will begin operation on March 23. Stations included in the network are WWNC, Asheville, N. C.; WGST, Atlanta, Ga.; WBRC, Birmingham, Ala.; WDOD, Chattanooga, Tenn.; KLRA, Little Rock, Ark.; WNOK, Knoxville, Tenn.; WDSU, New Orleans, La.; WTOC, Savannah, Ga.; WREC, Memphis, Tenn.; and WLAC, Nashville, Tenn. Eight additional stations are to be added later, according to Sam Pickard, vice president of Columbia, who publicly announced the network.

- - -

RUSSIA BELIEVES IN HIGH POWER

Well-founded reports have it that Soviet Russia will soon construct a 500 KW station at Noghinsk, near Moscow. In addition to this Russia plans to build 11 stations with 100 kw power each and 28 with 10 kw power. There are approximately one million receiving sets in use in Russia.

STILL BUILDING IN MEXICO

According to the recent list of stations compiled by the Department of Commerce, Mexico now has 40 broadcasting stations ranging in powers from 10 W. to 10 KW, with others under construction. There is no agreement between Mexico and the United States with respect to frequency allocation and a large number of Mexican stations are operating on frequencies in use by American stations.

- - -

BRITISH AUDIENCE GROWS

According to the British Broadcasting System, there are 3,411,910 receiving sets in use in Great Britain at the present time, or 455,174 more than were in use a year ago.

- - -

G. O. 105 IS POSTPONED

The Commission on March 3 postponed until April 30, 1931, the effective date of General Order No. 105 and at the same time reconsidered Section 3 of the order, declaring that the 12-hour minimum operating schedule referred to should apply only to week days and not Sundays. Previously the Commission had announced that the minimum 12-hour schedule applied to Sundays. More than 50 stations are affected by the order.

- - -

EDUCATION DATA BEING COMPILED

The Commission is now compiling information from 526 questionnaires recently sent out to broadcasting stations to ascertain what percentage of the total time on the air is devoted to educational programs. Questionnaires were sent to all stations.

- - -

March 7, 1931

NEW RADIO CABLE LAID

The American Telephone and Telegraph Company has just completed more than 2,000 miles of special cable for broadcasting purposes and has evolved plans to extend the new cable system to embrace all of the 35,000 miles of lines connecting broadcasting stations. The first link, extending from New York to P ittsburgh, is now in use. Present telephone lines used for linking broadcasting stations have a frequency range from 150 to 5,000 cycles while the new system will have a range of from 50 to 8,000 cycles. Radio networks spend nearly $5,000,000 in tolls annually.

- - -

COLUMBUS STATIONS COMBINE

A merger of Stations WAIU,and WCAH, Columbus, Ohio,was reported this week. The transmitter of Station WAIU will be moved to Rome, Ohio, where the WCAH transmitter is located. Station WAIU is owned by the American Insurance Union and Station WCAH was owned by the Commercial Radio Service Company. At some future date the WCAH call letters will be dropped.

- - -

AMERICAN SECTION MEETS

The American Section, International Committee on Wireless Telegraphy, will hold its first 1931 meeting in Washington on March 9. Officers for the ensuing year will be elected. Senator Wallace H. White jr., of Maine, is unopposed for re-election to the presidency.

- - -

COPYRIGHT CASE IS ARGUED

The case of Jewell-LaSalle Realty Co. v.. American Society of Composers, Authors and Publishers was argued in the Supreme Court of the United States on March 3 and 4. The case involves the question of whether or not a hotel owner is liable for infringement of copyright when he receives on a radio set in the hotel lobby a performance by a broadcasting station of an unlicensed composition. The National Association of Broadcasters filed a brief as friend of the court in the case but did not take part in the argument.

- - -

99 DAILIES HAVE RADIO HOOK-UPS

Ninety-nine daily newspapers have radio station hook-ups and nearly 50 per cent of this number own radio stations, according to a survey conducted by "Variety". The publication points out "that spotlight advertising in daily newspapers has increased over 200 per cent in the last year." Newspapers are also using short waves for news transmission and "Editor and Publisher", newspaper trade publication, is asking stations to advertise in its columns.

- - -

March 7, 1931.

EXAMINERS' REPORTS

In re application of George B. Bairey, Valley City, N. D., for construction permit to erect a new station on 1310 kc with 50 watts and unlimited time, Docket 1021, Report 81, by Examiner Yost recommends denial of application.

In re application of Brumbaugh & Hauser, Irwin, Pa., for construction permit to erect new station on 850 kc with 100 watts and unlimited time, Docket 994, Report 82, by Examiner Yost recommends granting application, provided operation of proposed station be limited to daylight hours and until sunset at New Orleans, La.

In re application of Clarence M. Keen, Pastor, Braintrim Baptist Church, Lacyville, Pa., for construction permit to erect new station on 920 kc with power of 50 watts to operate on Sundays only from 10 a. m. to 12:30 p. m. Docket 975, Report 83, by Examiner Yost recommends granting application, provided equipment installed conforms to rules and regulations of the Commission.

In re application of John E. Cooley (KLPM), Minot, N. D., for construction permit to install new equipment and change frequency to 1240 kc with 500 watts and unlimited time, Docket 1018, Report 84, by Examiner Yost recommends denial of application.

In re application of Carl S. Wheeler (WLEX), Lexington, M ass., for modification of license to operating full time, with exception of 7 hours per week allotted to W S S H, Docket 992, Report 85, by Examiner Yost recommends granting of application to allow certain Sunday hours, one hour on Friday and 13½ additional hours to W S S H each week, and remainder of time assignment to W L E X.

In re application of Tremont Temple Baptist Church (W S S H), Boston, Mass., for modification of license to operating one-half time, sharing with W L E X, Docket 993, Report 85, by Examiner Yost recommends granting of application, under the same terms as set forth in W L E X Report immediately above.

In re application of C. L. Carroll, (WBBZ), Ponca City, Oklahoma, for construction permit to change location of transmitter to Willow Springs Ranch, approximately 8 miles north of Ponca City, Docket 1020, Report 86, by Examiner Pratt recommends denial of application.

- - -

ACTION ON EXAMINERS' REPORTS

NEW Rep. #62	Mayfield Music Company Hutchinson, Kansas	Request for C.P. 1170 kc, 200 watts, denied as in cases of default; Examiner Hyde sustained.
NEW Rep. #61	Louis Falconi Roswell, New Mexico	Request for C.P. 1300 kc, 15 watts, denied as in cases of default; Examiner Hyde sustained.
NEW Rep. #48	Bessemer Brdcstg. Assn. Bessemer, Alabama	C.P. for new station 1500 kc., 50 watts unltd. time, denied as in cases of default; Examiner Yost sustained.

March 7, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	The Ohio Brdcstg. Corp. Cleveland, Ohio	Requests C.P. 1210 kc., 100 W. Unltd. Time, also to use portable to test for location.
WALR	Roy W. Waller Zanesville, Ohio	Requests Consent to Vol. Assign. of lic. to The Akron Broadcasting Co.
NEW	Lancaster Newspapers Inc. Lancaster, Pa.	Requests C.P. 1000 kc., 2½ KW. ltd. time.
NEW	Detroit Broadcasting Co. Detroit, M ichigan	Requests C.P. 590 kc, 500 watts, unltd.
KFOR	Howard A. Shuman Lincoln, Nebraska	Requests C.P. to install new eqpt. incr. maximum rated power of eqpt. to 1 KW; change freq. to 930 kc., increase power to 500 W. and change time to sharing equally with K G B Z.
KMA	May Seed and Nursery Co. Shenandoah, Iowa	Requests Mod. of lic. to change freq. from 930 to 710 kc.
KGIR	KGIR, Inc. Butte, Montana	Requests C.P. move trans. locally; incr. power 1 KW; change hours from ½ time to Unlimited.
NEW	Paul F. Klingensmith & Joseph Takach Youngwood, Pa.	Requests C.P. 1340 kc - 15 W. Day
NEW	W. O. Ansley, jr., Abilene, Texas	Requests C.P. 1420 kc - 100 W. 250 LS to use KFYO facilities
NEW	Berks Broadcasting Co. Reading, Pennsylvania	Requests C.P. 830 kc - 1 KW Day
NEW	H. B. Hoel & C. M . Dean Norwood, Ohio	Requests C.P. 1420 kc - 100 W. Unltd.
WHBY	St. Norbert College Green Bay, Wisconsin	Requests C.P. 950 kc - 500 W. - 1 KW LS

- - -

COLORADO RECEIVER CENSUS

The Bureau of Census on March 4 released official receiving set census for the state of Colorado. The whole number of families in the state on April 1, 1930 was 268,531, as compared with 4.1 in 1920. The number of families reporting radio sets in 1930 was 101,376, or 37.8 per cent of the total. The average number of persons per family in 1930 was 3.9.

- - -

APPLICATIONS GRANTED (CONTINUED)

CALL	NAME OF APPLICANT	NATURE OF ACTION
WLS	Agricultural Broadcasting Co. Chicago, Illinois	Granted auth. to use WENR trans. and operate with 50 KW.
KVOA	Robert M. Riculfi Tucson, Arizona	Commission granted req. to reopen appl. for full time for KVOA on 1260 kc with 500 W. L S and 250 W. night and amend same to read 500 W. ½ Time.

- - -

LICENSE APPLICATIONS GRANTED

During the current week, the Commission granted applications for license covering previously authorized construction permits, to the following stations: WRAX, Philadelphia, Pa.; WFBR, Baltimore, Md.; KONO, San Antonio, Texas. WJBW, New Orleans, La.

- - -

CONSTRUCTION PERMITS GRANTED

During the current week, the Commission granted applications for construction permits to the following stations, authorizing the installation of new equipment or the changes in present transmitters: WBEN, Buffalo, N. Y.; W C O A, Pensacola, Fla.; WWAE, Hammond, Ind.; WFBM, Indianapolis, Ind.; WICC, Bridgeport, Conn.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week, the Commission received applications for license following construction permits, which had previously been authorized by Commission action: W TAX, Springfield, Ill.; WGH, Newport News, Va; KFIZ, Fond Du Lac, Wis.; WHA, Madison, Wis.; KFXF, Denver, Colo.; WIP, Philadelphia, Pa.;WTOC, Savannah,Ga.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week, the Commission received applications from the following stations, requesting authority to make changes in equipment: WLTH, Brooklyn, N.Y.; WSAR, Fall River, Mass.; WBRE, Wilkes-Barre, Pa.; KFPW, Fort Smith, Ark.; WMBQ, Brooklyn, N. Y.; KUJ, Walla Walla, Wash.; KIT, Yakima, Wash.; WEVD, New York, N.Y.; WKBS, Galesburg, Ill.; KMO, Tacoma, Wash.

- - -

EXAMINER'S REPORT

In re application U niversity of North Dakota (KFJM) Grand Forks, N. D. for construction permit to change frequency 1230 kc, 500 W. Unltd. Time, Docket 1014, Report 80 by Examiner Yost recommends denial of application.

- - -

March 7, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, March 9, 1931. All hearings commence at 10 a. m.

WEDNESDAY, March 11, 1931

WHK	Radio Air Service Corp. Standard Bank Bldg. Cleveland, Ohio	Ren. Lic.	1390 kc Unlimited Time	1 KW
KFQU	W. E. Riker Holy City, California	Ren. Lic.	1420 kc Share with KGGC	100 W.
WLBX	John E. Brahy Long Island City, N .Y.	Ren. Lic.	1500 kc ¼ Time	100 W.

THURSDAY, March 12, 1931

KZM	Leon P. Tenney Hayward, California	Ren. Lic.	1370 kc Share with KRE	100 W.

- - -

APPLICATIONS DENIED

The following applications heretofore designated for hearing were denied by the Commission as the applicants failed to enter an appearance within time allowed under G. O. 93:

CALL LETTERS	APPLICANT	NATURE OF APPLICATION
W G B S	General Broadcasting System, Inc. New York, N . Y.	Requested temp. auth. to operate on 1180 kc with 500 watts power until midnight, N.Y.C., such auth. to be granted until April 30th.
NEW	A. M. Quarterman Tallahassee, Florida	C.P. 1200 kc - 15 W.
W F D W	Raymond C. Hammett Talledaga, Florida	C.P. 580 kc - 250 W.
NEW	Central Illinois Broadcasting Co. Browning, Illinois	C.P. 1370 kc - 15 W.
NEW	N. Dwight Craig Indianapolis, Indiana	C.P. 580 kc - 250 W.

APPLICATIONS DENIED (CONTINUED)

CALL LETTERS	APPLICANT	NATURE OF APPLICATION
W K B S	Permil N. Nelson Galesburg, Illinois	C.P. 1270 kc - 1 KW
NEW	Lawrence J. Dooley & Samuel Lewis Detroit, Michigan	C.P. 1500 kc - 100 W.
NEW	Jacob Conn Providence, R. I.	C.P. 1500 kc - 100 W.

- - -

APPLICATIONS DISMISSED

During the current week, the Commission dismissed the following applications at the request of the applicants:

CALL LETTERS	APPLICANT	NATURE OF APPLICATION
K G C R	Cutler's Radio Brdcstg. Service Watertown, South Dakota	C.P. 1090 kc - 1 KW
K G N F	Herbert Logan Spencer North Platte, Nebraska	M.L. 710 kc - 500 W.
W L I T	Lit Bros. Philadelphia, Pennsylvania	C.P. 560 kc - 1 KW
W F I W	W F I W , Inc. Louisville, Kentucky	C.P. 940 kc - 1 KW
W N B O	John Brownlee Spriggs, Washington, Pennsylvania	C.P. 1200 kc - 100 W. 250 LS
W S B T	South Bend Tribune South Bend, Indiana	Mod. C.P. 1230 kc - 1 KW

- - -

CALL LETTER LISTS AVAILABLE

The Commission this week received a supply of printed call letter, state and frequency lists which will be mailed to all broadcasting stations. Extra copies may be obtained by writing to the Government Printing Office, Washington, D. C. The cost is 15 cents per copy. This is the first time call letter lists have been printed for distribution.

- - -

[illegible]

[illegible]

[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]

- - -

[illegible]

[illegible]

[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]

- - -

[illegible]

[illegible]

- - -

March 7, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W E H C	EMORY AND HENRY COLLEGE Emory, Virginia	1200	1350	C.P. change frequency to 1350 kc., incr. power to 500 W. and change hours of operation to Daytime.
K R M D	ROBERT M. DEAN Shreveport, Louisiana	1310	----	Appl. amended request 100 watts day and night.
W J K S	JOHNSON-KENNEDY RADIO CORP. Gary, Indiana	1360	560	Mod. of lic. amended request 560 kc.
K F G Q	BOONE BIBLICAL COLLEGE Boone, Iowa	1310	----	Mod. of lic. requesting additional hours of 4 a.m. to 6 a.m. daily.
W L B C	DONALD A BURTON Muncie, Indiana	1310	----	Mod. of C.P. move trans. locally.
W G L	F.C. ZIEG(ALLEN-WAYNE CO.) Ft. Wayne, Indiana	1370	----	Mod. of lic. incr. power to 100 W. night, 250 W. LS
K L Z	THE REYNOLDS RADIO CO. INC., Denver, Colorado	560	----	To determine license power of station by direct measurement of antenna input.
NEW	MERLE F. & MERINDA C. JEWELL Hood River, Oregon	----	1310	C.P. request 1310 kc., and to share with K M E D.
K G E W	THE CITY OF FORT MORGAN Fort Morgan, Colorado	1200	----	C.P. to request 500 watts night, 1 kilowatt day.
NEW	HAGERSTOWN BRDCSTG. CO. Hagerstown, Md.	----	1210	C.P. amend req. 1210 kc.
NEW	RONALD E. DEVORE Columbus, Ohio	----	640	C. P. erect station 640 kc. 250 W. Unltd. Time.
NEW	SHRODE & STEWART Rockport, Indiana	----	1420	C.P. erect station 1420 kc. 100 watts, Unltd. Time.
W P C C	NORTH SHORE CHURCH Chicago, Illinois	560	----	C.P. move trans. to Morton Grove, Ill., install new eqpt., incr. power to 1 kilowatt, also incr. hours of operation.

- - -

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
WBEO	Charles C. McLeod Marquette, Michigan	1300	----	Mod. C.P. showing site selected for trans.; also request change in eqpt. and ext. com. date.
KECA	P acific Devel. Radio Co. Los Angeles, California	1430	----	C.P. Amen. req., incr. power 1 KW night 2½ KW LS and facilities in terms of units assign. to prop. stat. KPWF
KFUM	The Reynolds Radio Co. Colorado Springs, Colorado	1270	----	Req. auth. inst. auto freq. control.
NEW	Champlain Vall. Comm. Assn. Plattsburgh, N. Y.	----	1320	C.P. req. new sta. 1320 kc 30 W. - Day
WFAN	Keystone Brdcstg. Co. Philadelphia, Pa.	610	----	Mod. Lic. use new tran. authorized for WIP.
WHK	Radio Air Service Corp. Cleveland, Ohio	1390	----	Two app. determine lic. power by dir. measurement antenna input.
WLAP	American Brdcstg. Corp. of Kentucky, Louisville, Ky.	1200	1010	Req. spec. auth. Use 250 W. 1010 kc 2/3 Time for 30 days.
NEW	Will Derbrandt Athens, Texas	----	1420	C.P. req. new sta. use 1420 kc - 15 W. Unltd.
NEW	Hattie M izelle Dothan, Ala.	----	1370	C.P. req. new sta. use 1370 kc - 100 W. Unltd.
NEW	Dr. Robert R.(Bob) Jones Dothan, Ala.	----	1340	C.P. req. new sta. use 1340 kc - 500 W - ½ Time Share with WCOA
WODX	Mobile Brdcstg. Corp. Mobile, Ala.	1410	1340	Mod. Lic. chge. freq. to 1340 kc and hours of operation to Unltd.
KSCJ	The Sioux City Journal Sioux City, Iowa	1330	----	Mod. Lic. and C.P. to incr. power to 2½ KW day and night, and Unltd.

- - -

March 7, 1931

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K J R	NORTHWEST BRDCSTG. SYSTEM Seattle, Washington	970	----	MOD. of C.P. issued 12-27-30, to extend commencement date from Jan. 22, 1931, to date of final decision of Ct. of Appeals, D.C., on appeal of Fisher's Blend Station, Inc., Docket 5335, and completion date 3 months thereafter.
NEW	BOY SCOUTS OF AMERICA TROOP #131 - New York, N. Y.	---	1250	C.P. erect station 1250 kc., 100 watts, Unltd.
W L B X	JOHN N. BRAHY Long Island City, N. Y.	1500	1300	C.P. change frequency to 1300 kc., incr. power to 500 W. and hours of operation to Unlimited.
W J Z	NATIONAL BROADCASTING CO.Inc. New York, N. Y.	760	----	Mod. of lic. incr. power to 50 kilowatts.
W J B W	CHAS. C. CARLSON New Orleans, Louisiana	1200	----	C.P. move transmitter and studio locally, also install new equipment.
NEW	JENNY WREN COMPANY Hutchinson, Kansas	----	1220	C.P. to erect station 1220 kc., 1 KW, Synchronize with WREN, Unltd.Tim
K G E R	C. MERWIN DOBYNS Long Beach, California	1360	----	Request vol. assign lic. CONSOLIDATED BRDG. CORP.
NEW	ALFRED L. SETARO Vicksburg, Mississippi	----	1420	C.P. erect station 1420 kc., 100 W. Unltd.
W I S N	THE EVENING WISCONSIN CO. Milwaukee, Wisconsin	1120	1050	MOD. of lic. change to 1050 kc., incr. power to 1 KW, and hours of operation to Unltd.
W K B I	FRED L. SCHOENWOLF Chicago, Illinois	1420	----	Request vol. assign. lic. W K B I, Incorporated
K G F W	CENTRAL NEBRASKA BRDCSTG.CORP. Ravenna, Nebraska	1310	----	Move trans. and studio to Trans. and Studio to Kearney, Nebr., and change eqpt.
K L X	THE TRIBUNE PUBLISHING CO. Oakland, California	880	----	C.P. change eqpt. incr. power to 1 KW.

- - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

Incorporated

NATIONAL PRESS BUILDING

WASHINGTON, D. C.

Telephone District 9497

March 14, 1931

COPYRIGHT

Broadcasters will face the toughest copyright fight in the history of broadcasting in the next session of Congress. Sponsors of the Vestal Copyright Bill, which was filibustered to death in the closing hours of the last Congress, have served public notice that a new bill will be introduced just as soon as the new Congress convenes.

Gene Buck, president of the American Society of Composers, Authors and Publishers, in an interview published by ZIT'S THEATRICAL NEWSPAPER, indicated that a new bill will be introduced in the next session. He is quoted as stating:

> "But they won't stop this bill. There will be no more jockeying by the radio people at the next session of Congress on December 1. We will smoke out the broadcasters at that time."

While Buck blames broadcasters for defeating the bill, VARIETY states:

> "Failure of passage of the Vestal bill is blamed on the stand taken by music publishers who would have lost valuable rights through its enactment. This is the charge by authors and composers who would have derived personal benefit had the act achieved passage."

Broadcasters objected to the Vestal bill in the form in which it passed the House. They insisted upon hearings in the Senate, and, after a bitter fight, obtained hearings. The bill, as reported by the Senate Committee, while representing a compromise, was not considered as objectionable and the broadcasters withdrew their opposition. Now a new copyright fight appears. Will broadcasters be prepared?

- - -

March 14, 1931

CARELESS PROGRAM CHECKING

Attention of the NAB has been directed to a possible danger which grows out of program checking practices. Aside from the cost of such checks, which will be saddled upon the broadcaster, the danger is with the carelessness of checking, the competency of the checker and the apparatus used. In at least one instance payments by an agency to broadcasters have been held up because of adverse checking reports. Investigation revealed the correctness of the broadcaster and the error of the checker.

If an advertiser desires checkings, he should be compelled to pay the expense. Now that the Commission will soon require the maintenance of official station and studio logs, these should constitute adequate proof that the program was handled as contracted. If more complete proof is desired, the advertiser or agency,for whose benefit the checkings are made, should pay for the service.

- - -

TELEVISION HELD UP

"While television has been demonstrated repeatedly on a laboratory basis, further research and development must precede the manufacture and sale to the public of television sets. Although progress made in 1930 has brought television definitely nearer to commercial application, RCA will not attempt to market such equipment this year." This statement was contained in the annual report to stockholders by General James G. Harbord, chairman of Board of Directors, and David Sarnoff, president of RCA, which was made public this week.

- - -

URGE ALASKAN CABLE SALE

The Interdepartmental Committee which has been studying the Government communication services, recommended the sale of the Alaskan cable and radio system to a responsible private company in a report submitted to President Hoover this week.

- - -

NAB BOARD MEETING CHANGED

The meeting of the Board of Directors of the NAB, by order of President Damm, has been changed from Monday, March 23 to Tuesday, March 24. The meeting will be held at the Hotel Statler, Detroit, Michigan. The date has been changed to accommodate several members of the board.

- - -

NAB PREPARING BRIEF

Many inquiries have reached the NAB with respect to the preparation of a log form to be used when G. O. 106 becomes effective on April 30. The NAB is now preparing a brief suggesting changes in the form of the order with a view to having certain portions clarified and certain operations required under its terms simplified. The NAB will not suggest a log form until it is known whether or not changes will be made in the terms of the order.

- - -

March 14, 1931

ENGINEERS HEAR GREAVES

An instructive paper entitled "Quo, Quota, Quantum," explaining in detail the application of the Commission's General Orders Nos. 40, 92 and 102, was given by V. Ford Greaves, assistant chief engineer of the Commission, at a meeting this week of the American Section, Institute of Radio Engineers. The session was attended by a number of leading radio engineers of the country. The paper deals largely with broadcast allocation problems. The NAB is prepared to publish the text of the paper if a sufficient number of NAB members desire copies. Address your requests to NAB Headquarters, National Press Building, Washington, D. C.

- - -

EDUCATORS ISSUE STATEMENT

The National Committee on Education by Radio has just issued a press statement in which it is stated that educational broadcasting stations should be given first place when channels are assigned.

"Commercial stations contend," says the Committee's spokesman, "that they have developed an educational technique which educational stations have not. On the contrary, educators assert that they have the technique and that the commercial stations lack the educational point of view."

- - -

MAKE A NOTE OF THIS

Police in several mid-western cities are looking for a man named Lyle Pettijohn, alias Richard Wolfe, who has been making the rounds of radio stations. He represents himself as an experienced advertising salesman specializing in radio advertising. He will get a job, sell a few accounts, then buy radios and other articles on credit, resell them for his own benefit, issue worthless checks then beat it.

- - -

NEW PROGRAM IDEA CONSIDERED

Scott Howe Bowen on Thursday met with a group of Government department heads summoned by Secretary of Interior Wilbur and explained in detail his plan to secure broadcasts of governmental activities by means of electrical transcriptions.

It is understood that the plan was favorably received by those attending the conference.

Mr. Bowen offered to equip a studio in Washington where the transcriptions could be prepared. The Government would be required to pay the cost of preparation only and the transcriptions would be furnished to stations free of charge for use as non-commercial programs.

The Government now mails bales of mimeographed material to stations for broadcasting purposes. The transcriptions would replace this material, according to Mr. Bowen's idea.

The conference was arranged by Mark O. Prentiss, representative of Mr. Bowen.

- - -

March 14, 1931

EDUCATIONAL PROGRAMS ANALYSED

The Commission has analysed the questionnaires received from 522 out of 605 broadcasting stations in the United States licensed on February 1, 1931. The questionnaire covered programs broadcast during the week of January 11 to 17. The analysis follows:

	Educational Stations	Commercial Stations
No. of hours used broadcasting programs from studios by Educators	128	1007
No. of hours used broadcasting programs originating in educational institutions	70	431
No. of hours used broadcasting other data considered educational but not necessarily by professional educators	89	2021
Total No. of hours used in broadcasting educational programs described above	286	3457
No. of hours used in broadcasting data provided by Federal Government	50	741
No. of hours used in broadcasting data provided by city, county and state	23	390
No. of hours used in broadcasting speeches of general character	46	792
No. of hours used in broadcasting for Red Cross and similar organizations	14	469
No. of hours used in broadcasting classical music . . .	200	5782
Total No. of hours on the air	1027	33,784
No. of stations reporting	42	522

From the above it will be noted that commercial stations (including religious stations) are devoting about 10 percent of their time to educational broadcasts while educational stations are devoting about 28 percent of their time to educational programs.

- - -

PERRINE DISCUSSES TELEVISION

Dr. J. O. Perrine, associate editor of the BELL SYSTEM TECHNICAL JOURNAL, in an address this week before the Washington Section, American Institute of Electrical Engineers, stated that television may be just around the corner but there are still many difficulties to be conquered. These obstacles, he said, cannot obtain by the "waving of a magic wand."

- - -

March 14, 1931

WBAL AND WTIC CONTINUE TESTS

WBAL, Baltimore, Md and WTIC, Hartford, Conn. now sharing time on 1060 kc, were granted authority to conduct regular program tests for a period of thirty days on Friday of this week, under the terms of construction permits issued to both stations in December. Under the permits, WTIC is to synchronize with WEAF on 660 kc when WBAL is operating on 1060 kc. When WTIC is operating on its present assignment, WBAL is to synchronize with WJZ on 760 kc. This authority will permit regular programs to be broadcast and give engineers an opportunity to study the results of such operation in day hours, since the experimental operation of both stations in the early morning hours has been completed.

- - -

WHITE IS RE-ELECTED

Senator Wallace H. White, jr. Maine, was relected president of the American Section, International Committee on Wireless Telegraphy at an organization meeting this week. John W. Guider was named vice president and Paul M. Segal was elected secretary. A program of activities will be outlined at the next meeting which will be held in April.

- - -

A FEW WANT ADS

New York station is looking for a commercial manager or someone familiar with radio selling. 31331A.

Young college graduate (female) experienced in continuity writing and general station office administration wants position. Available June 15. 31331B.

(Refer to key number in replying).

- - -

JANUARY RADIO EXPORTS UP

Showing a strong upward tendency, exports of radio apparatus from the United States during January, 1931, surpassed the total for the corresponding month of last year, despite a decrease in the majority of other classes of electrical equipment, according to the Commerce Department's Electrical Division.

Foreign shipments of radio apparatus totaled $1,672,904 during January, 1931, as compared with $1,523,207 in the corresponding month of 1930. Radio receiving sets alone registered a gain of over half a million dollars, from $562,444 in the 1930 month to $1,075,814 in 1931.

- - -

A FEW COPIES LEFT

The NAB office still has on hand a few copies of the printed Proceedings of the Eighth Annual Convention of the Association. Members desiring copies should order at once. Copies are $5. each.

- - -

March 14, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
K M E D	Mrs. W. J. Virgin Medford Oregon	Granted C.P. install new eqpt increasing power to 100 watts.
W T E L	Foulkrod Radio Engr. Co. Philadelphia, Pa.	Granted Lic. change eqpt and incr. power to 100 watts; 1310 kc, 100 w. shares with W H A T and W C A M.
W J Z	National Brdcg Co. Inc. New York, N. Y.	Granted mod. of C.P. to extend completion date to August 8, 1931.
W Q B C	Delta Brdcg Co. Inc. Vicksburg, Miss.	Granted mod. of C.P. move transmitter locally; extend commencement date to 3/5/31 and extend completion date to 6/5/31.
W H K	Radio Air Service Corp. Cleveland, Ohio	Granted renewal of license - hearing cancelled.
W M R J	Peter J. Prinz Jamaica, New York	Granted C.P. to move transmitter and studio locally
W B Z A	Westinghouse Elec. & Mfg. Co. Boston, Mass.	Granted mod. C.P. extend completion date to 5/20/31.
W B N X	Standard Cahil Company New York, N. Y.	Granted perm. cease operating due to illness of lic. operator, until another operator may be secured.
W A I U	American Insurance Union Columbus, Ohio	Granted auth. use WCAH aux. transm. to make tests for new location.
W O A I	Southern Equipment Company San Antonio, Texas	Granted auth. to use old transm. until station repairs can be completed.

- - -

LICENCE APPLICATIONS GRANTED

During the current week the Commission granted applications for license, covering previously authorized construction permits, to the following: K W K H, Shreveport, La.; W J B W, New Orleans, La; K S D, St. Louis, Mo.; W G C P, Newark, N. J.; W E A N, Providence, R. I.; W B Z, Springfield, Mass.

- - -

CONSTRUCTION PERMITS GRANTED

During the current week, the Commission granted applications for construction permits to the following stations authorizing the installation of new equipment, or changes in the present transmitters: WHBD, Mt. Orab, Ohio; WMBH, Joplin, Mo; WKJC, Lancaster, Pa.; KFUO, St. Louis, Mo.

March 14, 1931

EXAMINERS' REPORTS

In re application of Claude M. Gray, Anniston, Ala. for construction permit to erect new station on 1500 kc with 100 watts and unlimited time, Docket 938, Report 87, Examiner Pratt recommends denial of application.

In re application of Macon Junior Chamber of Commerce (WMAZ) Macon, Ga. for modification of license to change frequency to 1180 kc with 500 watts and Limited Time, Docket 1008, Report 88, Examiner Yost recommends granting of application, since it has been recommended that WGST be granted full time on 890 kc, now sharing with present applicant.

In re application Georgia School of Technology (WGST) Atlanta, Ga. for construction permit to increase night power to 500 watts and change hours of operation from sharing with WMAZ to unlimited time, Docket 874, Supplemental to Report 14, Examiner Yost recommends application, provided that WMAZ application to operate on 1180 kc with limited time is granted.

In re application of Will H. Ford (KFUL), Galveston, Texas, for renewal of license, Docket 933, Report 89, Examiner Pratt recommends granting of application.

In re application of Lone Star Broadcast Co. Inc. (KTSA), San Antonio, Texas, for modification of license to change hours of operation to unlimited time, Docket 923, Report 89, Examiner Pratt recommends denial of application.

In re application of Rines Hotel Co. Manchester, N. H. for construction permit to erect new station on 1430 kc with 1 KW and unlimited time, Docket 1000, Report 90, Examiner Yost recommends granting of application with 250 watts night and 500 watts daylight and unlimited time.

In re application of G. Colby Blackwell, Manchester, N. H. for construction permit to erect new station on 1430 kc with 500 watts and unlimited time, Docket 1005, Report 90, Examiner Yost recommends denial of application.

In re application of Pioneer Broadcasting Co. Adamsburg, Pa. for construction permit to erect new station on 620 kc with 100 watts and daylight hours of operation, Docket 959, Report 91, Examiner Yost recommends denial of application.

In re application of Alfred Frank Kleindienst (WORC), Worcester, Mass. for construction permit to change frequency to 1340 kc, increase power to 500 watts and operate unlimited time, Docket 924, Report 92, Examiner Pratt recommends denial of application.

In re application of Boston Broadcasting Co. (WBBS), Boston, Mass. for renewal of license and construction permit to change frequency to 1180 kc with 100 watts and limited time, Dockets 1002 and 997, Report 93, Examiner Yost recommends that the application for renewal and construction permit both be denied.

In re application of Boston Broadcasting Company (WLOE), Boston, Mass. for modification of license to change hours of operation to unlimited time, Docket 1003, Report 93, Examiner Yost recommends denial of application.

In re application of Martin C. Newman, Sturgis, Mich. for construction permit to erect new station on 1310 kc with 100 watts and unlimited time, Docket 1100 kc, Report 94, Examiner Yost recommends denial as in the cases of default.

[illegible]

EXAMINERS' REPORTS (Continued)

In re application of American Insurance Union (WAIU), Columbus, Ohio, for renewal of station license, Docket 1048, Report 96, Examiner Hyde recommends granting of application.

In re application of WHB Broadcasting Company (WHB), Kansas City, Mo. for modification of license to increase power to 1 KW, Docket 941, Report 97, Examiner Pratt recommends denial of application.

In re application of Gadsden Broadcasting Company (WJBY), Gadsden, Ala. for construction permit to change frequency to 950 kc and increase power to 250 watts, Docket 1033, Report 98, Examiner Yost recommends denial of application, and further recommends that the applicant be authorized to increase power to 100 watts on the present assignment of 1500 kc.

In re application of W. E. Brainard, Klamath Falls, Ore. for construction permit to erect new station on 1200 kc with 100 watts and unlimited time, Docket 987, Report 99, Examiner Yost recommends denial of application.

In re application of C. Merwin Dobyns (KGER), Long Beach, Calif. for modification of license to increase hours of operation to unlimited time, Docket 951, Report 102, Examiner Pratt recommends granting of application.

In re application of Educational Broadcasting Corporation (KROW), Oakland, Calif. for construction permit and modification of license to change frequency to 740 kc with 1 KW day and 2 KW night and limited time, Docket 954, Report 103, Examiner Yost recommends denial of application.

In re application of Lakeland Broadcasting Company, Lakeland, Fla. for construction permit to erect new station on 1310 kc with 100 watts and unlimited time, Docket 1030, Report 101, Examiner Yost recommends denial of application.

- - -

ACTION ON EXAMINERS' REPORTS

The following action on Examiners' Reports was taken by the Commission during the current week:

WBRE Rep.#60	Louis G. Baltimore Wilkes Barre, Pa.	Granted renewal of license, 1310 kc, 100 watts, unltd time, revers. Ex. Pratt.
WELL Rep.#58	Enquirer-News Company Battle Creek, Mich.	Granted ren. of lic. 1420 kc, 50 watts, unltd hrs of operation. Also granted mod. of C.P. to install present eqpt. at new location instead of new eqpt and reduce power authorized on C.P. from 100 to 50 watts; reversing Examiner Pratt.
WLTH Rep.#51	Voice of Brooklyn, Inc. Brooklyn, New York	Granted ren. of lic. 1400 kc, 500 w.; divide time with WCGU, WBBC and WSCH-WSDA; reversing Examiner Pratt.

ACTION ON EXAMINERS' REPORTS (Continued)

WWRL Rep.#53	Long Island Brdcg Corp. New York, N. Y.	Granted ren. of lic. 1500 kc, 100 w.; divides time with WMBQ, WLBX and WCLB; reversing Examiner Pratt.
WKBQ Rep.#56	Standard Cahill Co. Inc. New York, N. Y.	Granted ren. of lic. 1350 kc, 250 watts; shares time with WBNY, WMSC and WCDA; reversing Examiner Pratt.
WKBO Rep.#55	Camith Corporation Jersey City, New Jersey	Granted ren. of lic. 1450 kc, 250 watts; shares with WBMS, WNJ and WHOM; reversing Examiner Pratt.
NEW Rep. #57	Radio Operators, Inc. Ltd Glendale, California	Denied C.P. for new station to operate on 860 kc, 500 watts, limited time, sustaining Examiner Pratt.
KFVD Rep.#57	Los Angeles Brdcg Co. Culver City, California	Denied C.P. to change freq. from 1000 kc to 860 kc; incr. power to 1 KW; sustaining Examiner Pratt.

- - -

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, March 16, 1931. All hearings commence at 10 a.m.

TUESDAY, MARCH 17, 1931

K F X M	J. C. & E. W. Lee San Bernardino, Calif.	C. P.	1300 kc 500 W. 3/4 time
		Present Assignment:	1210 kc 100 W. Divides time with K PPC
NEW	Gillette Stanford Chico, California	C. P.	1500 kc 100 W. Daily 7 a.m. to 5 p.m.

THURSDAY, MARCH 19, 1931

NEW	Alfred J. Pote Chelsea, Mass.	C. P.	1320 kc 1 KW Unlimited time

FRIDAY, MARCH 20, 1931

NEW	Kent's Inc. Petersburg, Virginia	C. P.	1310 kc 15 W. Unlimited time

- - -

March 14, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	GILLETTE STANFORD Chico, California	Requests C.P. 1500 kc, 100 W. daytime hours.
K G E W	CITY OF FT. MORGAN Ft. Morgan, Colorado	Requests C.P. change eqpt; change freq. to 880 kc, and change power to 500 W. night, 1 KW, LS.
W J K S	JOHNSON-KENNEDY RADIO CO. Gary, Indiana	Request Mod. of Lic. to change freq. to 560 kc; incr. hours of operation to unltd.
K R E	FIRST CONG. CHURCH OF BERKELEY Berkeley, California	Requests consent to vol. assign. of lic. to Community Broadcasting Corp. Ltd.
NEW	HAGERSTOWN BROADCASTING CO. Hagerstown, Maryland	Requests C.P. erect new station 1210 kc, 100 watts - unlimited time.
NEW	OHIO BROADCASTING CORP. Canton, Ohio	Requests C.P. 1200 kc, 100 watts, unlimited time except Sundays share with WNBO.
W R A X	WRAX, INCORPORATED Philadelphia, Pa.	Requests C.P. increase power to 1 KW.
K N X	WESTERN BROADCAST CO. Los Angeles, Calif.	Requests mod. C.P. to extend completion date to 3/31/31.

- - -

APPLICATIONS DENIED

The following applications were denied by the Commission at its sessions during the current week:

W J A K & W L B C	Marion Broadcast Co. Marion, Indiana and Donald A. Burton, Muncie, Indiana.	Denied permission to operate simultaneously the nights of March 6 and 7 in order to broadcast basketball games.
W C A Z & W D Z	Superior Broadcasting Service Inc. Carthage, Illinois, and James L. Bush, Tuscola, Illinois.	Denied permission to operate simultaneously pending action on application which is being filed.

- - -

APPLICATION FORMS STUDIED

The Commission is giving study to a general revision of all application forms. Many of the existing forms will be simplified and several new ones will be added to the present list.

- - -

March 14, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	ATKINSON and STORY Auburn, Alabama	---	1100	C.P. erect new station 1100 kc 15 watts, Day.
W T F I	TOCCOA FALLS INSTITUTE Toccoa, Georgia	1450	---	Move transmitter and studio to Athens, Ga. and incr. power to 500 w. night, 1 KW day.
NEW	MYRON E. KLUGE Cheyenne, Wyoming	---	1420	C.P. erect new station 1420 kc, 75 watts, unlimited time.
K I D O	BOISE BROADCAST STATION Boise, Idaho	1250	----	Move transm. and studio locally and change eqpt.
W H O M	NEW JERSEY BROADCASTING CORP. Jersey City, N. J.	1450	1050	C.P. move transm. loc. change freq. 1050 kc and hours of operation to unlimited.
NEW	VOICE OF THE BLUE GRASS Owensboro, Kentucky	----	680	C.P. erect new station 680 kc, 1 KW, unltd time.
W L V A	LYNCHBURG BRDCG CORP. Lynchburg, Virginia	1370	1210	C.P. to req. 1210 kc and unlimited hours.
W R A X	WRAX BROADCASTING CO. Philadelphia, Pa.	1020	----	Mod. of lic. incr. to unlimited time.
NEW	GEO. W. TRIPP and J. N. TUCKER Pontiac, Michigan	----	1500	C.P. erect new station 1500 kc, 250 watts, unlimited hours.
W T F I	TOCCOA FALLS INSTITUTE Toccoa, Georgia	1450	----	C.P. move transm. and studio locally.
W P C C	NORTH SHORE CHURCH Chicago, Illinois	560	----	Mod. of lic. amended to request 19 hours week.
W B C M	JAMES E. DAVIDSON Bay City, Michigan	1410	940	Mod. of lic. to request 940 kc and 500 watts.
W D A H	EAGLE BROADCASTING CO. El Paso, Texas	1310	----	Req. to vol. assign to W. S. Bledsoe & W. T. Blackwell.
K W W G	THE BROWNSVILLE HERALD PUBLISHING CO. Brownsville, Texas	1260	----	Mod. of C.P. to extend compl. to 3/31/31.

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	E. D. LUM & SONS Wahpeton, North Dakota	----	550	C.P. erect new station 550 kc, 100 watts, unlimited time.
NEW	INLAND EMPIRE BROADCASTING CORP. Moscow, Idaho	----	1310	C.P. resubmitted to request 1310 kc
W L O E	WILLIAM S. POTE Boston, Mass.	1500	----	Invol. assign. lic. from Boston Broadcasting Co. to William S. Pote.
W A L R	ROY W. WALLER Zanesville, Ohio	1210	----	Req. emerg. auth. to move transm. locally.
W T F I	TOCCOA FALLS INSTITUTE Toccoa Falls, Georgia	1450	----	C.P. amended to move trans. and studio to Athens, Ga. only.
W W A E	HAMMOND-CALUMET BRDCG CORP. Hammond, Indiana	1200	----	Mod. lic. change hours to simultaneous day operation with WRAF, share with WRAF at night.
K G G C	THE GOLDEN GATE BRDCG CO. San Francisco, Calif.	1420	----	Mod. lic. incr. hours to unlimited.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week, the Commission received applications for license following construction permits, which had previously been authorized by Commission action: W F I, Philadelphia, Pa.; W J B L, Decatur, Ill.; W D E L, Wilmington, Del.; K G A, Spokane, Wash.; W L E Y, Lexington, Mass.; W T I C, Hartford, Conn.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week, the Commission received applications from the following stations, requesting authority to make changes in equipment: W F B E, Cincinnati, Ohio; W R B Q, Greenville, Miss.; K S M R, Santa Clara, Calif.; W I L, St. Louis, Mo.; K S L, Salt Lake City, Utah; W B T, Charlotte, N. C.

- - -

MADRID MEETING MARCH 18

A joint meeting of the Committees preparing for the Madrid Conference will be held at the Commission on Wednesday, March 18.

- - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

March 21, 1931

GROWING! GROWING! GROWING!

The Managing Director will report to the Board of Directors at the Detroit, Mich. meeting next Tuesday that membership in the National Association of Broadcasters has increased by forty per cent within the past four months.

An analysis of the membership reveals that 70 per cent of the stations affiliated with the Association occupy regional, local and daylight assignments and that 30 per cent occupy clear channel assignments.

But the Association must continue to grow. Upon the financial and numerical strength of the NAB depends the future security of broadcasting under the American plan.

Interests desirous to get into radio at the expense of those who have experienced the hardships of pioneering are pouring out column after column of propaganda deprecating commercialized broadcasting without extolling any of its virtues. They argue that the Government should take over your business; that your programs should be strictly censored; that 15 per cent of your facilities should be given to educational interests; that specific organizations should be given preferred assignments; that the band should be reallocated in order to permit these interests to creep into broadcasting.

You who are in broadcasting are scattered throughout the country doing the job. Those who are seeking to get into broadcasting are in Washington. It is the Association's duty to meet these assaults but it cannot do so effectively unless it is given the support of every broadcasting station.

March 21, 1931

WOULD REDUCE TOLERANCE

The National Association of Broadcasters has been invited by the Commission to participate in the discussion of the question as to whether or not the present permissible frequency deviation of 500 cycles should be reduced to 50 cycles one year hence. The Commission on March 16 decided to hold hearings on the question on April 20.

General Order No. 7 now in force permits a tolerance of 500 cycles. This order would be repealed by the recent proposal. The text of the proposed order follows:

"1. On and after one year from the date of this order all stations shall maintain the assigned frequency between the limits of 50 cycles per second above to 50 cycles per second below the assigned frequency.

"2. On and after the effective date of this order the Commission will not authorize the installation of any new transmitting equipment in broadcasting stations or changes in the frequency control of equipment at present licensed for operation in broadcasting stations unless such equipment is so designed that there is reasonable assurance that the frequency of the transmitter is capable of maintaining the assigned frequency of the station between the limits set forth in paragraph 1.

"3. Each radio broadcasting station is hereby ordered to announce twice each day, at the beginning and end of its program, that it is broadcasting on a frequency of _____ kilocycles by authority of the Federal Radio Commission.

"4. General Order No. 7 is hereby repealed."

The Commission's decision to hold hearings before promulgating orders of general application is highly commendable and it is hoped that this practice will be continued.

- - -

OHIO LEGISLATURE ON THE AIR

The Ohio State Department of Education has arranged to broadcast sessions of the Ohio Senate and House on March 24 and 31 over W L W at Cincinnati. These broadcasts are intended primarily for the benefit of the Ohio School of the Air, and special plans are being made to bring a bill to each house at the time of the broadcast so that listeners will get a comprehensive idea of how the State legislature functions.

- - -

NINE STATIONS GIVE DX PROGRAMS

During the coming week nine stations will broadcast special programs for long distance listeners, according to C. M. Falconer, vice president of the Newark News Radio Club. Schedules of hours are as follows: Sunday, March 22, KFOR, Lincoln, Neb.; WSYB, Rutland, Vt; KGAR, Tucson, Ariz.; CKX, Brandon, Man.; KFXJ, Edgewater, Colo. Tuesday, March 24, WSVS, Buffalo, N. Y. Thursday, March 26, 10AK, Stratford, Ontario. Saturday, March 28, 10BQ, Brantford, Ontario; CFLC, Prescott, Ontario.

- - -

March 21, 1931

GOP LETTER EXPLAINED

Recently the Republican National Committee sent letters to broadcasting stations offering program material and requesting that stations co-operate in putting this material on the air. Many stations apparently have misconstrued this letter. The NAB has conferred with those responsible for the letter and an explanation has been made. The Committee, it is explained, is not seeking free time for political purposes. A vast amount of interesting program material about the government is available in the numerous departments and the Radio Division of the Committee is simply offering its aid in securing this material free for stations desiring it. The NAB has been assured that this material is non-political, pointing out that if stations receiving it should find political bias in it, they reserve the right to relegate it to the waste-basket.

- - -

MADRID PROPOSALS DRAFTED

The committee preparing for the International Radiotelegraph Conference at Madrid in 1932 this week completed its draft of proposals of the United States which will shortly be sent to nations signatory to the existing convention. The question of widening the broadcast band was left open despite the fact that European nations plan to propose such widening. Canada has already indicated its intention to utilize the frequencies from 500 to 550 kc for broadcasting. It is understood that a number of European nations will ask the Madrid conference to provide for separate world broadcasting conferences.

- - -

EDUCATORS GET MORE MONEY

While broadcasters continue to wrangle among themselves over station assignments, the National Committee on Radio in Education is carefully laying plans for a comprehensive legislative campaign to wrest 15 per cent of all broadcasting frequencies from commercial stations. Already $200,000 has been made available to secure passage of the Fess bill which was introduced in the last session of Congress. Armstrong Perry, information director of the Committee, announced this week that additional funds for his Committee's work have been secured. A nationwide propaganda campaign has been started against commercial stations and much of this matter is finding its way into newspapers. The NAB has already taken a position in opposition to the Fess bill but this opposition cannot be effective unless every commercial station in the United States will back the Association.

- - -

AGENCY RECOGNITION PROPOSED

Sub-committees of the NAB Commercial Committee will be appointed in the near future to deal with agency recognition and recordings. This is a step of vital importance both to broadcasting stations and to advertising agencies. The American Association of Advertising Agencies has agreed to co-operate with these subcommittees with a view to working out a sound basis for agency recognition and dealing with the problems growing out of the increasing use of recordings.

- - -

March 21, 1931

COPYRIGHT BOBS UP AGAIN

Broadcasters will be called upon to meet the copyright question fairly and squarely next December. At least two bills will be introduced in the opening days of the Congress. These bills will follow the general style of the Vestal copyright bill. The NAB is now preparing to meet the issue but an enormous amount of work remains to be performed this Summer. The most important part of these plans calls for a 100 per cent organization of stations. Until all stations are organized into a single powerful group, the copyright problem can not be satisfactorily settled. A division of the broadcasters' strength is lending encouragement to sponsors of new copyright legislation.

- - -

OPEN SEASON FOR RACKETS

New radio rackets are being born at the rate of one a day. Almost daily the NAB is called upon to investigate the ingenious schemes of promoters and irresponsible concerns preying upon broadcasting stations. In most of these instances the local and regional stations are singled out as victims. In every case the propositions appear attractive enough on the surface. The NAB intends to stop these evils. But the co-operation of every station is essential.

- - -

D. C. RADIO CENSUS

Figures released this week by the Bureau of the Census show that 67,880 of the 126,014 families in the District of Columbia, or 53.9 per cent, own radio receiving sets.

- - -

COMMISSION EXPLAINS G.O. 105

The terms of General Order No. 105 were explained by the Commission in the following official announcement:

"Due to the uncertainty which has arisen concerning the date for filing the time-sharing agreements required by the provisions of General Order No.105, and particularly paragraph C of Section 4 thereof, caused by the amendment of said order postponing the effective date thereof from March 1, 1931, to April 30, 1931, the Commission desires to make known its interpretation of said order as follows:

"(1) The provisions of said order requiring applicants to file such agreements with and as a part of applications for renewal of license are not effective except as to applications filed subsequent to May 1, 1931.

"(2) In all other respects said order shall be operative and effective as of 3 a.m. Eastern Standard Time, April 30, 1931."

- - -

EXAMINERS' REPORTS

In re application of John R. Anderson, Cardwell, Mo. for construction permit to erect new station on 1420 kc with 25 watts and daytime operation. Docket 1076. Report 104. Examiner Yost recommends denial of application.

In re application of The Atlanta Broadcast Company, Atlanta, Ga. for construction permit to erect new station on 1310 kc with 100 watts and unlimited time. Docket 1004. Report 105. Examiner Pratt recommends denial of application.

In re application of Radio Investment Company, Inc. (Station WNJ) Newark, N. J. for renewal of license; for modification of license to increase power to 500 watts and increase operation to unlimited time, and for construction permit to make necessary changes in equipment. Dockets 1036 and 1037. Report 106. Examiner Yost recommends granting of application for renewal and denial of applications for modification of license and construction permit.

In re application Northeast Missouri State Teachers College, Kirksville, Mo. for construction permit to erect new station on 1200 kc with 100 watts and unlimited time. Docket 1082. Report 107. Examiner Yost recommends denial of application.

In re application of C. L. Carrell, Kenosha, Wisconsin, for construction permit to erect new station on 1200 kc with 100 watts and share time with WCLO, Janesville, Wisconsin. Docket 1017. Examiner Pratt recommends denial of application.

- - -

ACTION ON EXAMINER'S REPORT

NEW Rep.#94	Martin C. Newman Sturgis, Michigan	C. P. for new station - 1310 kc, 100 watts, unlimited time, denied by default, sustaining Examiner Yost.

- - -

WTMJ ASKS INTERPRETATION

The Journal Company, WTMJ, Milwaukee, Wis. this week asked the Court of Appeals of the District of Columbia to issue specific directions in the mandate to follow its decision of last week requiring the Commission to "measurably reestablish WTMJ to the position it occupied prior to October, 1929." The Commission is disposed to hold hearings before working out a solution to its problem and this, WTMJ contends, is unnecessary inasmuch as such hearings would develop nothing in addition to the testimony adduced at hearings upon which the Commission based its erroneous decision. The Commission on March 20 filed an answer to WTMJ's petition for instructions setting up its suggestions for carrying out the court's order which consists of several alternate proposals. The mandate will be issued probably March 21.

NAB BRIEF RECEIVES STUDY

The Commission on March 20 referred to the engineering and legal divisions for study the suggestions of the National Association of Broadcasters for clarification of General Order No. 106.

March 21, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
W F A N	KEYSTONE BRDCG CO. Philadelphia, Pa.	Granted mod. of lic. to use new transmitter of W I P.
W M B C	MICHIGAN BROADCASTING CO. Detroit, Michigan	Granted renewal of license for regular term - 1420 kc, 100 watts night, 250 watts day.
K T N T	NORMAN BAKER Muscatine, Iowa	Granted application for 5 additional days to file exceptions to Examiner's Report.
PORTABLE	UNIVERSAL BROADCASTING CO. Philadelphia, Pa.	Granted authority to use portable on 1170 kc with 500 watts from 12 a.m. to 6 a.m.

- - -

CONSTRUCTION PERMITS GRANTED

During the current week, the Commission granted applications for construction permits to the following stations authorizing the installation of new equipment, or changes in the present transmitters: W T A G, Worcester, Mass.; W O S, Jefferson City, Missouri; K Z M, Hayward, Calif.

- - -

LICENSE APPLICATIONS GRANTED

During the current week, the Commission granted applications for license covering previously authorized construction permits, to the following stations: K G V O, Missoula, Montana; W H O M, Jersey City, N. J.; W I P, Philadelphia, Pa.; K F K A, Greeley, Colorado.

- - -

STATION PETITION DENIED

The Commission denied the petition of K F Q W, Seattle, Wash. asking leave to adduce further testimony in the station's hearing for renewal of license.

- - -

SPROUL ANSWER FILED

The Commission this week filed in the Court of Appeals of the District of Columbia its answer to the petition of Rev. John W. Sproul for a stay order. After a hearing the Commission denied the application of Rev. Sproul for renewal of license of W M B J on 1500 kc with 100 watts. The applicant later appealed, asking for a stay order.

- - -

[illegible]

[illegible]

[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

March 21, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

K O I N	KOIN, INC. Portland, Oregon	Requests C.P. to make changes in equipment and increase power from 1 KW to 5 KW.
W P C C	NORTH SHORE CHURCH Chicago, Illinois	Requests mod. of lic. to change time from sharing with W I S J and W I B O to 19 hrs. per week.
W G B S	GENERAL BRDCG SYSTEM INC. New York, N. Y.	Requests mod. of lic. to change frequency from 1180 to 930 kc, and change time from sharing with W C A C to unlimited.
W L O E	BOSTON BRDCG CO. Boston, Mass.	Application for renewal of license 1500 kc, 100 watts night, 250 watts day.
NEW	JOHN H. DOLAN Boston, Mass	Requests C.P. erect station 1370 kc, 100 watts, 250 watts LS, share with W L E X.
W B C M	JAMES E. DAVIDSON Bay City, Michigan	Requests mod. of lic. to change frequency to 940 kc.
W J B X	JAMES F. HOPKINS, INC. Highland Park, Michigan	Requests mod. of lic. to change operating hours from sharing with W I B M to unltd.
NEW	DADSWELL, LORD & SIMINGTON Sulphur Springs, Ark.	Requests C.P. erect new station 1340 kc, 1 KW and unlimited time.
W L V A	LYNCHBURG BRDCG CORP. Lynchburg, Virginia	Requests C.P. install new equipment; incr. day power; incr. hrs to unlimited; change to 1210 kc.
K G A	NORTHWEST BRDCG SYSTEM Spokane, Washington	Requests C.P. change antenna system; change frequency to 900 kc; reduce power to 2½ KW day, and 1 KW night.

- - -

HIGH POWER HEARINGS APRIL 14

Disregarding the opening of the baseball season in Washington, the Commission on March 16 fixed April 14 as the date for hearing oral argument in the high power cases. Arguments will commence at 10 a.m. and will be heard by the entire commission sitting en banc. Arguments will be heard by zones, beginning with the first zone.

Applicants whose requests are recommended for denial by the Chief Examiner will be first heard, followed by those applicants whose applications were recommended to be granted by the Examiner. Counsel for the Commission will close the argument. No allocation of time among the various applicants has been made but it is hoped by the Commission that all arguments will be disposed of in a single day.

- - -

March 21, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, March 23, 1931. All hearings commence at 10 a.m.

MONDAY, MARCH 23, 1931

NEW	Appleton High School Assn. G. T. Rugland, Supt. Appleton, Minn.	C. P.	1310 kc 5 daytime hours and 1 evening each week.	2 W.

TUESDAY, MARCH 24, 1931

W J W	John F. Weimer Mansfield Broadcasting Assn. Mansfield, Ohio	C. P.	930 kc Unlimited time	250 W.
		Present assignment:	1210 kc Unlimited time	100 W.

WEDNESDAY, MARCH 25, 1931

W C K Y	L. B. Wilson, Inc. Covington, Kentucky	Mod. L.	1490 kc Unlimited time	5 KW
		Present assignment:	1490 kc Shares time with WCHI, WJAZ.	5 KW
NEW	Canton Broadcasting Co. John F. Gorsuch, Sec. Canton, Ohio	C. P.	1120 kc Unlimited time	500 W.
W H B C	St. John's Catholic Church Canton, Ohio	C. P.	1200 kc 1 hr. Sunday and 9 hrs. week days.	100 W.
		Present assignment:	1200 kc Shares time on Sundays with W N B O.	10 W.

- - -

OHIO RADIO LIBEL BILL

A bill (S.B. No. 316) making it a punishable offense to utter, transmit or publish any false or malicious libel or slander of or concerning other living or deceased person or persons by means of radio transmission, has been introduced in the Ohio General Assembly. The bill was drafted by Col. Thad H. Brown, general counsel of the Federal Radio Commission. The measure would make the station equally guilty with the performer for the utterance of defamatory matter over the radio. It is understood that the bill has more than an even chance of passage during the present session.

- - -

March 21, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K F U L	WILL H. FORD Galveston, Texas	1290	----	Request assign to THE NEWS PUBLISHING CO.
K F U L	THE NEWS PUBLISHING CO. Galveston, Texas	1290	----	Request install automatic frequency control.
W M C A	KNICKERBOCKER BRDCG CO.INC. New York, N. Y.	570	----	Mod. of lic. increase to 1 KW.
NEW	JOHN MAGALDI, jr. Philadelphia, Pa.	----	1420	C.P. request 250 watts day, 100 watts night, and share with W I L M.
W S A Z	WSAZ, INCORPORATED Huntington, W. Va.	580	----	Mod. C.P. move transm. locally, extend commencement date 3/15/31.
NEW	G. L. JOHNSON Texarkana, Arkansas	----	1500	C.P. to request share time with K G K B.
K M A C	W. W. McALLISTER San Antonio, Texas	1370	----	Determine power by direct measurement of antenna.
W C A Z	SUPERIOR BRDCG SERVICE, INC. Carthage, Illinois	1070	----	Mod. lic. authorize simultaneous daytime operation with W D Z.
W D Z	JAMES L. BUSH Tuscola, Illinois	1070	----	Mod. lic. authorize simultaneous daytime operation with W C A Z.
K U J	PAUL R. HEITMEYER Walla Walla, Washington	1370	----	Vol. assign. to K U J, Incorporated.
K F X D	FRANK E. HURT, trading as SERVICE RADIO CO. Nampa, Idaho	1420	----	C.P. change equipment and incr. power 100 watts.
W A B C- W B O Q	ATLANTIC BROADCASTING CORPORATION New York, N. Y.	860	----	Mod. C.P. extend completion date to 7/1/31.
NEW	AMERICUS BROADCAST CO. Americus, Georgia	----	1420	C.P. erect new station 50 watts, unlimited.
W L B X	JOHN N. BRAHY Long Island City, N. Y.	1500	1300	C.P. request time used by W E V D.

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W C S H	CONGRESS SQUARE HOTEL CO. Portland, Maine	940	----	Mod. lic. incr. power to 2½ kilowatts day.
K F L V	ROCKFORD BROADCASTERS, INC. Rockford, Illinois	1410	----	Mod. lic. change hour of operation to simultaneous daytime operation with W H B L and share at night.
K F H	RADIO STATION KFH CO. Wichita, Kansas	1300	----	Mod. of lic. incr. hrs. of operation, unlimited.
K F W I	RADIO ENTERTAINMENTS, INC. San Francisco, Calif.	930	----	Mod. of lic. change name to RADIO ENTERTAINMENTS INC. LTD.
NEW	COPPER CITIES BRDCG CO. Globe, Arizona	---	1210	C.P. erect new station, 100 watts, unlimited.
NEW	OLEAN TIMES PUBL. CO. Olean, N. Y.	---	810	C.P. erect new station, 50 watts, unlimited.
W O K O	WOKO, INCORPORATED Poughkeepsie, N. Y.	1440	----	Request install automatic freq. control for synchronization purposes.
NEW	RAMIRO RAMIREZ Laredo, Texas	----	620	C.P. erect new station, 100 watts, 6 hrs a day.
NEW	THE AMERICAN LEGION Albany, Missouri	----	1440	C.P. erect new station, 250 watts, unlimited.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week, the Commission received applications for license following construction permits which had previously been authorized by Commission action: W H D L, Tupper Lake, N. Y.; K G J F, Little Rock, Ark.; W B A L, Baltimore, Md; W A W Z, Zarephath, N.J.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week, the Commission received applications from the following stations requesting authority to make changes in equipment: W A A F, Chicago, Ill.; W D W F-W L S I, Providence, R. I.; K F G Q, Boone, Iowa; W G B S, New York, N. Y.

- - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

Incorporated

NATIONAL PRESS BUILDING

WASHINGTON, D. C.

Telephone District 9497

March 28, 1931

REPORT OF BOARD OF DIRECTORS MEETING

The Spring meeting of the Board of Directors of the National Association of Broadcasters was held at Hotel Statler, Detroit, Michigan, on Tuesday, March 24, 1931.

President Walter J. Damm, WTMJ, Milwaukee, Wisconsin, presided. Other officers in attendance were: Edwin M. Spence, WPG, Atlantic City, N.J. vice-president; Paul W. Morency, WTIC, Hartford, Conn. treasurer; and Birt F. Fisher, who represented O. D. Fisher, KOMO, Seattle, Wash. vice president.

Members of the Executive Committee in attendance were: William S. Hedges, WMAQ, chairman; Henry A. Bellows, WCCO, Minneapolis, Minn.; and Frank M. Russell WRC, Washington, D. C.

Members of the Board present were: Eugene O'Fallon, KFEL, Denver, Colo.; Arthur B. Church, KMBC, Kansas City, Mo.; H. K. Carpenter, WPTF, Raleigh, N.C.; Henry A. Bellows, WCCO, Minneapolis, Minn.; William S. Hedges, WMAQ, Chicago, Ill.; Morgan L. Eastman, WENR, Chicago, Ill.; Leo Fitzpatrick, WJR, Detroit, Mich.; A. J. McCosker, WOR, Newark, N. J.; Edgar L. Bill, WLS, Chicago, Ill.; and J. G.Cummings, WOAI, San Antonio, Texas.

Others present were: A. A. Cormier, WOR, Newark, N. J.; Norman White, WJR, Detroit, Mich.; and John F. Patt, WGAR, Cleveland, Ohio; and the Managing Director.

Minutes of the last Board meeting held at Cleveland, Ohio, November 19, 1930, were read and approved.

The report of the Managing Director was read and approved. The report, with several unimportant omissions, begins on Page 7.

The action of the Executive Committee reducing dues of local stations to $125. annually was approved subject to ratification by the membership.

Members of the Executive Committee were appointed as a committee to co-operate with the Internal Revenue Bureau in a study of depreciation rates for broadcasting stations with instructions to report the results of the study to the Board.

The membership applications of the following were approved:

W C A E	Pittsburgh, Pa.	Kaufman & Baer Company
W E B Q	Harrisburg, Ill.	First Trust & Savings Bank
W E L L	Battle Creek, Mich.	The Enquirer-News
W G A R	Cleveland, Ohio	WGAR Broadcasting Company
W H B C	Canton, Ohio	St. John's Catholic Church
W J A C	Johnstown, Pa.	Johnstown Automobile Company
W J B K	Detroit, Mich.	James F. Hopkins Inc.
W J R	Detroit, Mich.	WJR, The Goodwill Station Inc.
W J S V	Alexandria, Va.	Independent Publishing Company
W K B N	Youngstown, Ohio	W K B N Broadcasting Corporation
W K Z O	Berrien Springs, Mich.	WKZO, Incorporated
W N B H	New Bedford, Mass.	New Bedford Broadcasting Co
W O L	Washington, D. C.	American Broadcasting Company
WORC-WEPS	Worcester, Mass.	Alfred F. Kleindienst
W R C	Washington, D. C.	National Broadcasting Company Inc.
W S M B	New Orleans, La.	Saenger Theatres & Maison Blanche Co
W S P A	Spartanburg, S. C.	The Voice of South Carolina

Minutes of the Iron Tower Meeting held at Cincinnati, Ohio, [illegible] 1, 1950, were read and approved.

The minutes of the Douglas Director was read and approved. The report, with several miscellaneous omissions, having no [illegible].

The action of the Industrial Committee relating down of [illegible] members to [illegible] regarding subject to modification by the membership.

Mr. [illegible] of the Industrial Committee requested an [illegible] to [illegible] [illegible] Industrial Bureau in a study of a [illegible] with a [illegible] investigation [illegible] with instructions to report the results of the study to the [illegible].

The [illegible] qualifications of the following were approved:

[illegible]	Firestone, Jr.	Goodyear & Tower Company
[illegible]	Ferguson, III.	Firm Tower & Carlson Firm
[illegible]	Mills Cross, Ohio.	The Marlboro-Ohio
[illegible]	Gardner, Ohio	[illegible] Manufacturing Company
[illegible]	[illegible], Ohio	[illegible] Industrial Company
[illegible]	Gardner, Ill.	Gardner Industrial Tower
[illegible]	Sherrill, Ohio.	Steve E. Hopkins Inc.
[illegible]	Sherrill, Ohio.	[illegible] Industrial Tower Inc.
[illegible]	Alexander, Va.	Independent Publication Company
[illegible]	[illegible], Ohio	[illegible] Corporation
[illegible]	[illegible], Mass.	[illegible]
[illegible]	Lee Allard, Ohio.	Lee Allard Industrial [illegible]
[illegible]	Williams, Ohio.	Gordon Bros. Industrial Company
[illegible]	Tarrant, Texas.	Alfred E. Kleinhans
[illegible]	Washburn, Ill.	Industrial Foundation Company Inc.

W T A X	Springfield, Ill.	WTAX, Incorporated
W T O C	Savannah, Georgia	Savannah Broadcasting Company Inc.
K F J I	Astoria, Oregon	KFJI Broadcasters Inc.
K F V S	Cape Girardeau, Mo.	Oscar C. Hirsch
K G D Y	Huron, South Dakota	Voice of South Dakota
K Q V	Pittsburgh, Pa.	KQV Broadcasting Company
K G I W	Trinidad, Colorado	Leonard E. Wilson
K J R	Seattle, Washington	Northwest Broadcasting System
K W C R	Cedar Rapids, Iowa	Cedar Rapids Broadcasting Corp.
	New York, N. Y.	John V. L. Hogan
	New York, N. Y.	Neville O'Neill Inc.
	New York, N. Y.	Radio Broadcasters of America Inc.
	New York, N. Y.	Western Electric Company Inc.

- - -

W A W Z	Zarephath, New Jersey	Pillar of Fire
W H A D	Milwaukee, Wisconsin	Marquette University
K P O F	Denver, Colorado	Pillar of Fire

- - -

The Board approved a motion to hold the Ninth Annual Convention at Detroit, Michigan, on October 26, 27 and 28, 1931. Arrangements for the convention will be in charge of Edwin M. Spence, WPG, Atlantic City, N. J.

Two regional meetings will be held during the Summer months in the South and the West. These will be open meetings and all stations will be invited to attend. The Southern meeting will be in charge of a committee headed by J. G. Cummings, WOAI, San Antonio, Texas, and the Western meeting will be in charge of Birt F. Fisher, KOMO, Seattle, Washington. Board meetings will be held simultaneously with the regional meetings.

[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]

Morgan L. Eastman tendered his resignation as a Director due to the change in the status of WENR. His resignation was accepted with regrets. E. B. Craney, KGIR, Butte, Montana, was appointed to serve until the next annual convention.

The Board adopted the following resolution:

RESOLVED: That the Board of Directors of the National Association of Broadcasters heartily approves of any action by the Federal Radio Commission which, within the limits of mechanical practicability and without compelling the reconstruction of existing broadcast transmitters, will decrease the variation of carrier frequencies, and pledges its cooperation in making such action effective, Provided: that the determination of the minimum frequency deviation which may be permitted is obviously a matter to be determined solely by engineers on the basis of exact information as to the precision, availability and cost of the necessary apparatus both for maintaining frequency and for measuring it.

Radio and copyright legislation was discussed at length and the Copyright and Legislation Committees were given requested instructions with respect to the Association's legislative campaign in the next session of Congress.

The Executive Committee was designated as a committee to prepare a revision of the Constitution and By-Laws of the Association with a view to presenting such revision to the membership at the next annual meeting.

- - -

REPORT OF THE MANAGING DIRECTOR

This report covers the activities of the National Association of Broadcasters during the four months period from November 19, 1930 to March 19, 1931. During this period headquarters of the Association were moved from New York to Washington; the office of the Managing Director was completely

[illegible] E. Bentley resigned his membership as a Director on [illegible] of WARC. His resignation was accepted with regrets. [illegible], Erwin, Boston, was appointed to serve until the next annual [illegible].

The Board adopted the following resolution:

RESOLVED: That the Board of Directors of the Federal Association of Broadcasters hereby approves of any action by the Federal Radio Commission which affirms the right of responsible operation and without unnecessary the reassignment of existing broadcast transmitters, will decrease the possibility of serious frequencies, and plaguing the operation in making such allocation of serious frequencies, and plaguing the operation in making such allocation. Provided: that the reassignment of the minimum frequency band which may be provided is obviously a matter to be determined only by consideration on the basis of exact information as to the population, availability and cost of the necessary equipment both for maintaining frequency and for accurately it.

Radio and amplifier licensing rules were discussed at length and the Commission and Legislative Committees were requested instructions with respect to the amplifier licensing rules in the next session of Congress.

The Committee Secretary was designated as a committee to prepare a revision of the Constitution and Bylaws of the Association with a view to presenting such revision at the annual meeting of the next annual meeting.

* * *

REPORT OF THE NOMINATING COMMITTEE

This report covers the activities of the National Association of Broadcasters during the four months period from November 16, 1930 to March 1, 1931. During this period headquarters of the Association were moved from New York to Washington; the office of the Managing Director was completed.

reorganized; the general scope of activities was expanded; several new service features were instituted; and the number of active members increased by forty per cent.

At all times the Managing Director has worked in close harmony with other officers of the Association and members of the Executive Committee who willingly gave much of their time and energy to the work of the Association. To describe in detail the work that has been accomplished would require a report too lengthy for presentation here. This report, therefore, must necessarily deal with generalities, leaving detailed information to supplementary reports.

TRANSFER OF HEADQUARTERS

In conformity with action of the Board of Directors taken at the organization meeting held at Cleveland, Ohio, on November 19, 1930, headquarters of the Association were transferred from 11 West 42d Street, New York, N. Y. to the National Press Building, Washington, D. C. Although the transfer took place immediately, the New York office was not closed until December 15, 1930. The lease of the New York office, however, does not expire until March, 1932. Until January 1, 1931, headquarters were established in temporary rent-free offices in the National Press Building.

At a meeting of the Executive Committee held in Washington on December 3, 1930, the Managing Director was authorized to sign a lease with the National Press Building Corporation for quarters located in Suite 960-970 National Press Building. The term of the lease is for five years, cancellable at the expiration of each year upon 30 days notice in writing.

MEMBERSHIP

On November 19, 1930, there were 83 active members on the rolls of the Association, of which 52 were in good standing. Associate members numbered 35. On March 19, 1931, there were 118 active members on the rolls of the Association, of which 103 were in good standing. On the same date Associate members totaled 38. There was an increase therefore of 35 Active members and three Associate members during the period from November 19, 1930 to March 19, 1931. An analysis of the Active membership list as of March 19 shows that 31 members are assigned to clear channel positions; 49 to regional channel positions; 21 to local channel positions; 6 to limited time positions; and three to daylight positions. Eight are members not engaged in the business of broadcasting.

During the month of February every broadcasting station in the United States received the Association's weekly bulletins as a part of a drive for new members. In addition to this each local station received two letters, the first informing him of the reduction in dues and the second inviting affiliation with the Association. A list of 138 selected regional stations likewise received letters inviting their membership in the Association. Local stations and the list of selected regional stations received membership application blanks. During the month two special bulletins, one dealing with the Vestal bill and another outlining the activities of the Association, were mailed to all stations.

MEMBERSHIP

On November 15, 1960, there were 88 active members on the rolls of the Association, of which 22 were in upper standing. Associate members numbered 66. On March 15, 1961, there were 118 active members in the rolls of the Association, of which 102 were in good standing. On the same date there were 16 members needed 66. There was an increase, therefore, of 88 active members and 16 associate members during the period from November 15, 1960 to March 15, 1961. An analysis of the Active membership list on March 15 shows that 21 members are enrolled on a close channel relationship; 45 in regional channel relationship; 21 in local channel relationship; 2 on limited time relationship; and three in inactive positions. Eight are members who are used to the benefits of incorporation.

During the month of February every predecessor station in the United States received the Association's weekly bulletins as a part of a drive for new members. In addition to this each local station received two letters, the first introducing him of the Association in June and the second inviting affiliation with the Association. A list of 150 selected regional stations likely to receive letters inviting affiliation which membership in the Association. Local stations and the list of selected regional stations received considerable publication stories. During the month two special bulletins, one dealing with the World Bill and another explaining the activities of the Association were mailed to all stations.

BROADCASTERS' NEWS BULLETIN

The general style of the BROADCASTERS' NEWS BULLETIN has been improved since last November. Since November 19, 1930, the Association has published 17 issues of the BULLETIN, representing 205 pages of news matter and containing approximately 87,125 words. Approximately 5,000 copies of the BULLETIN have been mailed from headquarters within the past four months. Five SPECIAL BULLETINS, representing 55 pages and containing a total of 22,000 words, were mailed in addition to the regular weekly publications. Four press releases were distributed during the four months period.

The preparation of these BULLETINS requires the attention of the entire staff at least one full day during each week. These publications serve a useful purpose and the Association has concrete evidence that they are greatly appreciated. There is much room for improvement, however, and several new departments will be added in the future.

SERVICE BUREAU

For the purpose of keeping members informed individually of all applications and decisions of the Federal Radio Commission affecting their assignments, a Service Bureau was organized on January 20th with Mr. Cogley in charge. Because of Mr. Cogley's experience with the Commission he is eminently qualified for this work. All applications are indexed according to a system similar to that followed by the Commission and each step in their progress through the Commission is carefully noted. Since its creation, this Bureau wrote 226 letters to members informing them of new applications involving their station assignments and 106 letters notifying them of Commission action on cases in which they were interested. Copies of Examiners' reports are promptly mailed to interested members. Since January 20th this Bureau, at the request of members, sent 75 telegrams carrying spot information. The Bureau contacts constantly the various sections and divisions of the Commission and has handled numerous routine matters for members, requiring much time and attention.

This Bureau also handles inquiries and investigations and since its creation has answered more than 200 queries and investigated six different commercial enterprises at the request of members.

REVISION OF CONSTITUTION

In accordance with the recommendation of the Board of Directors, the Constitution and By-Laws of the Association have been carefully studied and a draft of the revisions proposed should be considered during this meeting. Only one change is proposed in the present Constitution and this is of minor importance. The Constitution follows almost verbatim the wording of the Certificate of Incorporation of the Association. Several clarifying amendments are suggested for the By-Laws but the principal change proposed relates to a schedule of dues. This Board should give consideration to a revision of the existing schedule of dues. The Board should decide whether or not the Constitution and By-Laws in their revised form shall be submitted at the next annual meeting. The action of the Executive Committee reducing dues of local stations to $125.00 per year should be approved by the Board subject to ratification by the membership.

LEGISLATION

Twenty-one bills and resolutions relating to the regulation of radio were introduced in the Seventy-first Congress which adjourned on March 4, 1931. Of this number only three became law. One related to our Government's participation in the meeting of the C. C. I. R. meeting at The Hague; another authorized the construction of a radio research laboratory in Washington; a third amended Section 16 of the Radio Act of 1927, relating to appeals from decisions of the Radio Commission.

The most important general legislation before the Congress was the Couzens Communications Commission bill which did not reach the stage of Committee approval in the Senate.

SUMMARY OF CONCLUSIONS

[illegible]

[illegible]

[illegible]

RECOMMENDATIONS

[illegible]

During the closing days of the Congress there was reported to the Senate a bill providing certain corrections in the Radio Act of 1927; transfer of the Radio Division of the Department of Commerce to the Radio Commission; suspension of licenses for cause; painting of all radio towers; and elimination of certain territories and possessions from the Zones created by the Davis Amendment. This bill was in reality a substitute for the White bill to make certain minor corrections in the existing radio act and which had passed the House on April 30, 1930. When the bill was considered by the Senate, Senator Glenn of Illinois, offered an amendment, with the sanction of the Senate Committee on Interstate Commerce, making a Congressional allocation of one clear channel to labor organizations. To the great surprise of the entire radio industry, the bill as amended passed the Senate at a night session without a single dissenting vote. It was returned to the House the following day and the Association realizing the dangers in the measure, petitioned the House Merchant Marine and Fisheries Committee for hearings. The petition was considered but no hearings were held. Instead the bill was permitted by Senator-elect White to die on the Speaker's table.

The most vicious piece of legislation before the Congress was the bill introduced by Senator Fess of Ohio, apparently at the behest of certain educational interests, which would set aside 15 per cent of all broadcasting frequencies in the United States for the exclusive use of education. The measure did not reach the stage of hearings. The bill, however, will be reintroduced in the next session of Congress and Mr. Armstrong Perry, director of the National Committee on Education by Radio, informed your Managing Director that within the past few days his Committee had been given funds in addition to the $200,000 donated by the Payne Fund to secure passage of the measure. No more important issue confronts American broadcasters, and the Association must be prepared to meet it fairly and squarely.

The Association has been notified of fifteen radio bills which have been introduced in the various State Legislatures. With the coming of another national political campaign it is to be expected that attempts will be made to subject broadcasting to political domination. These bills generally are loosely drawn by legislators who have no conception of the technical and economic problems of broadcasting. Many more of these measures will bob up from time to time and the Association should be in a position to give each one careful study and actively oppose all measures which are inimical to the best interests of broadcasting and in conflict with existing Federal law.

THE COURTS

During the period from November 19, 1930 to March 19, 1930, the Court of Appeals of the District of Columbia handed down ten decisions involving broadcasting stations. The titles of these cases and the dates of decisions are as follows:

W. O. Ansley, jr. v F. R. C. No. 5149. Decided 12/1/30.

Havens and Martin v F. R. C. No. 5141. Decided 12/1/30.

Louisville Courier Journal-Times v F. R. C. No. 5100. Dec. 1/6/31.

Saltzman et al v Stromberg-Carlson Tele. Co. No. 5278. Decided 1/6/31.

Westinghouse Elec. & Mfg Co. v F.R.C. Nos. 5104, 5105, 5192, 5150. Decided 1/6/31.

Marquette University v F.R.C. No. 5253. Decided 2/2/31.

General Broadcasting System v F.R.C. No. 5196. Decided 2/2/31.

KFKB Broadcasting Assn v F.R.C. No. 5240, Decided 2/2/31

The Journal Company v F.R.C. Nos. 5095, 5163, 5268, 5269. Decided 3/2/31

Reading Broadcasting Co. v F.R.C. No. 5254. Decided 3/2/31.

Several important legal principles may be deduced from these decisions. The Commission may not, without hearing, change any of the material terms of

a broadcasting station license and if a hearing is held the issues must be clearly defined and the presentation of testimony must be in accordance with recognized legal practice. Stating it conversely, a station has a right to continue to operate in accordance with the terms of its license and to continue to have access to its normal service area, as long as it meets the administrative standard of public interest, convenience and necessity. In determining whether or not a station is adequately meeting the standard, the Commission may take into consideration its past record of service. Public service is the paramount consideration and the court has not based any of its recent decisions upon the several orders which the Commission has promulgated to equalize facilities.

At the present time two cases are pending in the Court of Appeals, namely: Fisher's Blend Station v F.R.C. and Rev. John W. Sproul v F.R.C.

Two cases are also pending in the Supreme Court of the District of Columbia, namely: Stromberg-Carlson v F.R.C. and Baltimore Radio Show v F.R.C.

During the period covered by this report two criminal prosecutions under the Radio Act took place in the Federal Courts. William R. Duncan was tried and convicted in the U. S. District Court of Oregon for using obscene language and George W. Fellowes was tried and convicted in the U. S. District Court for the Eastern District of Missouri for operating a station without a license. Three criminal cases are now pending in the Federal courts and several additional cases will be instituted shortly.

The Supreme Court of the United States heard argument in the American Bond and Mortgage Company and Clinton R. White cases which were certified to this tribunal by the Circuit Court of Appeals for the Seventh Circuit. The court remanded both cases to the lower court for further hearing on the record. The Supreme Court has not yet passed upon the constitutionality of the Radio Act of 1927.

Argument was heard on March 3 and 4 in the cases of Buck et al v Jewell-LaSalle Realty Co. by the Supreme Court. The Association filed a brief in these cases as friend of the court. The cases involve the question of whether or not a receiving set in a place of business is performing for a profit a copyright number when it receives such performance from a broadcasting station. To supply requests, the Association was compelled to have 250 copies of its brief printed. The case will probably be decided during the present term of court.

THE COMMISSION

The Federal Radio Commission adopted six general orders during the period covered by this report, four of which related to broadcasting. General Order No. 102, adopted January 8, is an attempt on the part of the Commission to equalize facilities among the zones and states. General Order No. 103, adopted on January 20, extended broadcasting licenses from January 31 to April 30, except with respect to certain stations. General Order No. 105, adopted February 12, is an attempt to define a broadcasting day, time sharing and set up rules governing daylight and limited time operation. The effective date of the order has been postponed until April 30. General Order No. 106, adopted on February 16, makes the keeping of studio and transmitter logs compulsory. The Association requested the Commission to postpone the effective date of this order from March 1 to April 30 and the request has been granted. The Association last week filed with the Commission a brief outlining suggestions for the clarification of the order.

The Commission now proposes to amend General Order No. 7 and require a frequency deviation tolerance of 50 cycles instead of 500 cycles. The proposed new order would not become effective for a year. It is gratifying to note that the Commission voted to hold public hearings before promulgating

this new order. Such hearings will be held at Washington on April 20. There is a difference of opinion among members of the Association as to the propriety of the order and considerable doubt prevails as to whether the Association should take any part in the hearing although the Commission has invited it to do so.

The Examiners Division, which now includes four examiners, handed down 80 reports from November 19 to March 19, and of this number less than half have been acted upon by the Commission. Up to the present time the Commission has refused to hear oral arguments on exceptions taken to reports. However, the Commission did decide last week to hear arguments of counsel in the 50 KW cases on April 14. These cases grew out of the Commission's amendment to General Order No. 42 limiting the number of 50 KW channels to 20, or four per zone.

One of the most constructive moves of the Commission in recent months was the decision to extend broadcasting licenses from three months to six months. The first six months period will commence on May 1. Although a much longer license term is desirable, it is believed that the six months term, in a small degree, will help stabilize industry.

The Commission is also endeavoring to simplify application forms and it is hoped that within the next few months there will be issued a compilation of all General Orders with suitable annotations. Official call letter, state and frequency lists are now available in printed form.

Permits to conduct synchronization tests have been granted and the Commission is now giving careful study to the experimentation now being carried on by four eastern stations.

After comprehensive hearings the Commission made several important revisions in the regulations governing experimental television.

Within the past two weeks the Commission announced the result of an educational survey. While the survey shows that commercial stations are de-

voting about 10 per cent of their entire time to educational broadcasting, no suitable definition of an educational program is given. The information, however, will prove valuable in meeting the criticism of certain educational groups directed against commercial stations.

COMMITTEES

The President announced the following appointments of Committee Chairman on December 3, 1931:

Convention - - -	Edwin M. Spence, W P G, Atlantic City, N. J.
Commercial - - -	H. K. Carpenter, W P T F, Raleigh, N. C.
Local - - - - -	Roy F. Thompson, W F B G, Altoona, Pa.
Regional - - - -	Harry Shaw, W M T, Waterloo, Iowa
Ethics - - - - -	Dr. Frank W. Elliott, WOC-WHO, Des Moines, Ia.
Copyright - - -	Morgan L. Eastman, W E N R, Chicago, Ill.
Educational - -	Miss Judith Waller, W M A Q, Chicago, Ill.
Legislative - -	Henry A. Bellows, W C C O, Minneapolis, Minn.
Membership - - -	Paul W. Morency, W T I C, Hartford, Conn.

The chairmen were officially notified of their appointments and each committee member was written a personal letter by the Managing Director informing him of his committee appointment and enclosing a complete list of committee members and their addresses.

The Commercial Committee held a joint meeting with the Radio Committee of the American Association of Advertising Agencies in New York last month. The Commercial Committee is now considering the appointment of a sub-committee on agency recognition and recordings.

The Engineering Committee will hold its first meeting next month to discuss the so-called Craven plan for improvement of broadcasting conditions.

A committee of the Association has been appointed to co-operate with the Department of Interior on the subject of educational broadcasting. This committee was appointed following a conference between Secretary of the Interior Wilbur and Henry A. Bellows in January of this year.

The Managing Director is informed that a meeting of the Regional Committee will be held within the next several weeks. The Legislative Committee already has before it a general program outlined by the chairman.

The Educational and Copyright Committees will be called upon for an enormous amount of work in advance of the next convention and undoubtedly will be called upon to hold frequent meetings.

COPYRIGHT

Principal interest in music copyright during the four months covered by this report centered around the Vestal Copyright Bill. When the short session of Congress convened last December the House had already considered the first eight sections of the measure although the broadcasting industry had not made known its opposition. The measure had been carefully studied during the summer months and it was decided that several important amendments to the Vestal bill were necessary to protect the interests of broadcasters. The Association prepared a pamphlet entitled "Discussion of the Vestal Copyright Bill from the Point of View of the Broadcaster" copies of which were sent to every broadcasting station in the United States.

Individually typed letters and copies of the pamphlet were mailed to each of the 435 members of the House. Notwithstanding these efforts, the House passed the bill with a vote of 184 to 35 and before the bill was officially reported to the Senate the Senate Committee on Patents voted to report it favorably.

Quick action on the part of the Association,and the splendid co-operation of Senator Clarence C. Dill of Washington, caused the Committee to reverse its position and grant hearings. Hearings accordingly were held on January 28 and 29 and the Association was represented by Chairman Hedges, H. A. Bellows, Paul W. Morency, Harry Butcher, and the Managing Director. Chairman Hedges made a preliminary statement which was followed by a scholarly presentation of the broadcasters' arguments by Louis G. Caldwell, special counsel to the Joint Copyright Committee. Mr. Caldwell presented a number of amendments drafted to meet objections of broadcasters. The bill, with the most important of the broadcasters' amendments included, was reported to the Senate on February 17. Although several additional amendments were desired, the Association withdrew its active opposition to the bill. The bill, however, got caught in the legislative jam near the end of the session and although it was discussed on a half dozen occasions, it failed to secure Senate approval.

The cost of the copyright fight to the Association was in excess of $8,000 when counsel fees, printing and mailing costs are considered.

The copyright issue will be before the next Congress and the Association must be prepared to meet it. The Association should have its own bill to put forward.

In the meantime there appears no hope of settling the copyright license fee problem. Owners of music copyright are roundly increasing license fees to broadcasting stations and there appears to be no inclination on the part of copyright owners to make their charges uniform. Only in one case brought to the attention of the Association was the principal license issued without substantial increase in the fee.

[illegible]

INTERNATIONAL SITUATION

The international situation as it affects broadcasting in the United States will be discussed at length at this meeting and will not be considered in this report.

The Managing Director last February was named on the allocations subcommittee of the committee preparing for the International Radiotelegraph Conference at Madrid, Spain, in 1932. The work of the main committee has virtually been completed and the proposals of the United States are now being transmitted. These proposals do not contain any recommendation with respect to widening of the broadcast band although European nations are understood to advocate such extension. It may become advisable when European proposals are received to ask the main Committee to amend its proposals to conform with the requests of foreign countries. This is a matter which will require extensive study. It may, however, have a very important bearing upon the general North American broadcasting situation.

The Executive Committee adopted a resolution designating President Damm as its official representative to the meeting of the C. C. I. R. at Copenhagen next May. The State Department has been advised of this action. While it is highly desirable that the Association should be represented at the Copenhagen meeting, no funds will be available to defray expenses of travel.

The Association has been invited to participate in the movement started in Europe last Summer for the formulation of an international broadcasting code. The Association also has been requested to exchange literature and information with Australian radio authorities. The Managing Director is a member of the American Section, International Committee on Wireless Telegraphy which is giving constant study to international broadcasting problems.

1930 CONVENTION

A final financial statement of the Eighth Annual Convention of the Association held at Cleveland, Ohio, November 17, 18 and 19, 1930, is herewith submitted. The statement follows:

CONVENTION

Final Accounting

RECEIPTS		EXPENDITURES		
Convention - Registration	$1,390.00	Convention - General Expense		$841.39
Convention - Proceedings	13.00	Convention- Traveling Expense		388.33
Convention - Proceedings	442.80	Proceedings:		
		Printing - - - - -	$608.25	
		Envelopes - - - -	12.50	
		Postage - - - - - -	7.07	
		Refund - - - - - -	3.00	630.82
	$1,845.80			$1,860.54
Proceedings ordered - - -	25.00	Difference - - - - - - - - - -		10.26
	$1,870.80			$1,870.80

- - -

It is urged that the Board at this meeting name the date and place of this year's convention in order that plans may be developed during the Summer months. The advisability of again throwing open the convention to all broadcasting stations in the United States should also receive consideration.

The Convention Committee should be appointed just as soon as a date and place for the 1931 meeting are chosen and plans should go forward without delay. The general plan followed in organizing the 1930 meeting should be adopted for this year's convention.

CONCLUSION

The Managing Director desires to thank President Damm, Vice-President Spence, Treasurer Morency, Chairman Hedges, Messrs. Bellows, Rusell and the members of this Board for the co-operation they have given his office during the four months of his incumbency. He desires also to thank Committee chairmen for the interest they are taking in the affairs of the Association.

The vast amount of work performed by the Managing Director's office could not have been accomplished without the fine loyalty and co-operation of Mr. Cogley and Miss Fortier. The work of Mr. Cogley has been referred to elsewhere in this report. Miss Fortier also has displayed unusual ability in the performance of her numerous and exacting duties.

This report covers an important period in the life of the Association. Many new policies have been instituted and the scope of activities has been expanded. The process of virtual reorganization was not accomplished without an enormous amount of work and it is gratifying to note that the efforts of the Managing Director's office have been appreciated by the membership.

PHILIP G. LOUCKS
Managing Director

- - -

THE NATIONAL ASSOCIATION OF BROADCASTERS

ACTIVE MEMBERS

AS OF MARCH 19, 1931

STATION	POWER	NAME AND ADDRESS
W A A W	500 W.	F. P. Manchester OMAHA GRAIN EXCHANGE Omaha, Nebraska
W A B C	5 KW	Paul Greene ATLANTIC BROADCASTING CORPORATION 485 Madison Avenue New York, N. Y.
W A D C	1 KW	Allen T. Simmons ALLEN THEATRE BROADCASTING COMPANY Tallmadege, Ohio
W A I U	500 W.	Miss Marie W. Vandegrift AMERICAN INSURANCE UNION Columbus, Ohio
W B A L	10 K W	H. A. Wagner CONSOLIDATED GAS & ELECTRIC COMPANY Baltimore, Maryland
W B B M	25 K W	H. Leslie Atlass ATLASS COMPANY INC. 410 No. Michigan Avenue Chicago, Illinois
W B E N *	1 K W	Marvin C. Morrison BUFFALO EVENING NEWS Buffalo, New York
W B T	5 K W	E. J. Gluck W B T INCORPORATED Charlotte, North Carolina
W C A E *	1 K W	J. L. Kaufman KAUFMAN & BAER Smithfield Street & Sixth Avenue Pittsburgh, Pennsylvania
W C A O	250 W.	R. V. O. Swartwout MONUMENTAL RADIO INCORPORATED Baltimore, Maryland
W C A U *	10 K W	Dr. Leon Levy UNIVERSAL BROADCASTING COMPANY Philadelphia, Pa.

STATION	POWER	NAME AND ADDRESS
W C C O	7½ K W	E. H. Gammons NORTHWESTERN BROADCASTING COMPANY Minneapolis, Minnesota
W C L O *	100 W.	H. H. Bliss WCLO RADIO CORPORATION Janesville, Wisconsin
W C S H	1 K W	William L. Foss CONGRESS SQUARE HOTEL COMPANY Portland, Maine
W D A F	1 K W	H. Dean Fitzer KANSAS CITY STAR Kansas City, Missouri
W D E L	250 W. 350 W. LS	Willard Wilson WDEL INCORPORATED Wilmington, Delaware
W D R C	500 W.	F. M. Doolittle DOOLITTLE RADIO CORPORATION Hartford, Connecticut
W E A F	50 K W	George F. McClelland NATIONAL BROADCASTING COMPANY 711 Fifth Avenue New York, N. Y.
W E A N	250 W. 500 W. LS	Roy Harlow SHEPARD BROADCASTING SERVICE INC. Providence, Rhode Island
W E B C	1 K W 2½ K W LS	W. C. Bridges HEAD OF THE LAKES BROADCASTING CO. Superior, Wisconsin
W E B Q *	100 W.	George O. Davenport, Vice President FIRST TRUST & SAVINGS BANK of Harrisburg, Illinois
W E E I	1 K W	J. B. Force EDISON ELECTRIC ILLUMINATING CO. of Boston, Massachusetts
W E L L *	50 W.	A. L. Miller, President THE ENQUIRER-NEWS Battle Creek, Michigan
W E N R	50 K W	Niles Trammel, Vice President NATIONAL BROADCASTING COMPANY INC. Chicago, Illinois

STATION	POWER	NAME AND ADDRESS
W F B G	100 W.	Roy F. Thompson WM F. GABLE COMPANY Altoona, Pennsylvania
W F B M	1 K W	Blythe Q. Hendricks, Director INDIANAPOLIS LIGHT & POWER COMPANY 229 North Pennsylvania Street Indianapolis, Indiana
W F D F	100 W.	Frank D. Fallain FLINT BROADCASTING COMPANY Flint, Michigan
W F I	500 W.	STRAWBRIDGE & CLOTHIER Philadelphia, Pennsylvania
W G A R *	500 W.	John F. Patt, President WGAR BROADCASTING COMPANY Cleveland, Ohio
W G B S *	250 W. 500 W. LS	Dailey Paskman GENERAL BROADCASTING SYSTEM Hotel Lincoln New York, N. Y.
W G N	25 K W	Quinn A. Ryan CHICAGO TRIBUNE Chicago, Illinois
W G R	1 K W	I. R. Lounsberry, Vice President BUFFALO BROADCASTING CORPORATION Buffalo, New York
W H A S	10 K W	Credo Harris COURIER JOURNAL & LOUISVILLE TIMES Louisville, Kentucky
W H B C *	10 W.	L. J. Callinan ST. JOHN'S CATHOLIC CHURCH 319 Tuscarawas Street West Canton, Ohio
W H K	1 K W	E. S. Howlett RADIO AIR SERVICE CORPORATION Cleveland, Ohio
W I B O	1 K W $1\frac{1}{2}$ K W LS	Alvin E. Nelson NELSON BROS. BOND & MORTGAGE COMPANY Chicago, Illinois
W I B W	1 KW	Charles A. Sessons TOPEKA BROADCASTING ASSOCIATION Topeka, Kansas

STATION	POWER	NAME AND ADDRESS
W J A C *	100 W.	P. M. Price, President JOHNSTOWN AUTOMOBILE COMPANY 101 Main Street Johnstown, Pennsylvania
W J A R	250 W. 400 W. LS	Joseph S.Gettler THE OUTLET COMPANY Providence, Rhode Island
W J A S	1 K W 2½ K W LS	H. J. Brennan PITTSBURGH RADIO SUPPLY HOUSE Pittsburgh, Pennsylvania
W J B K *	50 W.	James F. Hopkins JAMES F. HOPKINS INCORPORATED Hotel Fort Shelby Detroit, Michigan
W J R *	5 KW	Leo Fitzpatrick WJR, THE GOODWILL STATION INCORPORATED Fisher Building Detroit, Michigan
W J S V *	10 K W	Col. Charles H. Stengle INDEPENDENT PUBLISHING COMPANY Alexandria, Virginia
W J Z	30 K W	A. L. Ashby, Vice President & General Atty NATIONAL BROADCASTING COMPANY INC. 711 Fifth Avenue New York, N. Y.
W K B N *	500 W.	Warren P. Williamson, jr. WKBN BROADCASTING COMPANY 17 No. Champion Street Youngstown, Ohio
W K Z O *	1 K W	J. E. Fetzer, President WKZO INCORPORATED Berrien Springs, Michigan
W L D W	500 W. 1 K W LS	Leigh E. Ore RADIO-WIRE PROGRAM CORPORATION OF AMERICA Oil City, Pennsylvania
W L S	5 K W	Edgar L. Bill, Director AGRICULTURAL BROADCASTING COMPANY Chicago, Illinois
W L W	50 K W	Powel Crosley, jr CROSLEY RADIO CORPORATION Cincinnati, Ohio

[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]

STATION	POWER	NAME AND ADDRESS
W M A Q	5 K W	William S. Hedges, President W M A Q INCORPORATED Daily News Plaza Chicago, Illinois
W M T	500 W.	Harry Shaw WATERLOO BROADCASTING COMPANY Waterloo, Iowa
W N A C	1 K W	John Shepard III SHEPARD BROADCASTING SERVICE INC. Boston, Massachusetts
W N A X	1 K W	J. C. Gurney HOUSE OF GURNEY INCORPORATED Yankton, South Dakota
W N B H *	100 W.	Irving Vermilya NEW BEDFORD BROADCASTING COMPANY New Bedford, Massachusetts
W O A I	50 K W	J. C. Cummings SOUTHERN EQUIPMENT COMPANY San Antonio, Texas
W O C - W H O	5 K W	Dr. Frank W. Elliott CENTRAL BROADCASTING COMPANY Davenport, Iowa
W O L *	100 W.	Leroy Mark, President AMERICAN BROADCASTING COMPANY Annapolis Hotel Washington, D. C.
W O R	5 K W	A. J. McCosker BAMBERGER BROADCASTING SERVICE INC. 1440 Broadway New York, N. Y.
W O R C - * W E P S	100 W.	Alfred F. Kleindienst 60 Franklin Street Worcester, Massachusetts
W O W	1 K W	Orson Stiles WOODMEN OF THE WORLD LIFE INSURANCE ASSN Omaha, Nebraska
W P G	5 K W	Edwin M. Spence WPG BROADCASTING CORPORATION Atlantic City, New Jersey
W P T F	1 K W	H. K. Carpenter, General Manager DURHAM LIFE INSURANCE COMPANY Raleigh, North Carolina

STATION	POWER	NAME AND ADDRESS
W R A K *	50 W.	Clarence R. Cummins Williamsport, Pennsylvania
W R C *	500 W.	Frank M. Russell, Vice President NATIONAL BROADCASTING COMPANY INC. Washington, D. C.
W R E C *	500 W. 1 K W LS	H. B. Wooten WREC INCORPORATED Hotel Peabody Memphis, Tennessee
W R H M	1 K W	Dr. T. S. Miller MINNESOTA BROADCASTING CORPORATION Minneapolis, Minnesota
W R V A	5 K W	C. T. Lucy LARUS & BROTHER COMPANY INC. Richmond, Virginia
W S B	5 K W	Lambdin Kay ATLANTA JOURNAL COMPANY Atlanta, Georgia
W S M	5 K W	C. R. Clements NATIONAL LIFE & ACCIDENT INSURANCE CO Nashville, Tennessee
W S M B *	500 W.	H. Wheelahan SAENGER THEATRE INC. & MAISON BLANCHE CO New Orleans, Louisiana
W S P A *	100 W. 250 W. LS	Virgil V. Evans VOICE OF SOUTH CAROLINA Spartanburg, South Carolina
W T A G	250 W.	J. J. Storey WORCESTER TELEGRAM PUBLISHING COMPANY Worcester, Massachusetts
W T A M	50 K W	W. W. Smith NATIONAL BROADCASTING COMPANY INC. Cleveland, Ohio
W T A X *	100 W.	Carlin Baker, Secretary WTAX INCORPORATED 416 East Capitol Avenue Springfield, Illinois
W T I C	50 K W	Paul W. Morency, General Manager TRAVELERS BROADCASTING SERVICE Hartford, Connecticut

[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]

STATION	POWER	NAME AND ADDRESS
W T M J	1 K W 2½ K W LS	Walter J. Damm, Promotion Manager MILWAUKEE JOURNAL Milwaukee, Wisconsin
W T O C *	500 W.	W. T. Knight, jr. SAVANNAH BROADCASTING COMPANY De Soto Hotel Savannah, Georgia
W W J	1 K W	J. B. Webb EVENING NEWS ASSOCIATION Detroit, Michigan
K D Y L	1 K W	Philip G. Lasky INTERMOUNTAIN BROADCASTING CORPORATION Salt Lake City, Utah
K E C A	1 K W	PACIFIC DEVELOPMENT RADIO COMPANY 1000 S. Hope Street Los Angeles, California
K F A B	5 K W	Charles Stuart KFAB BROADCASTING COMPANY Lincoln, Nebraska
K F E L	500 W.	Eugene P. O'Fallon EUGENE P. O'FALLON INCORPORATED Denver, Colorado
K F I	5 K W	Earle C. Anthony EARLE C. ANTHONY INCORPORATED Los Angeles, California
K F J B	100 W. 250 W. LS	E. N. Peak MARSHALL ELECTRIC COMPANY Marshaltown, Iowa
K F J I *	100 W.	George Kincaid, Manager KFJI BROADCASTING INC. 176 Fourteenth Street Astoria, Oregon
K F N F	500 W. 1 K W LS	F. E. Tunnicliff HENRY FIELD SEED COMPANY Shenandoah, Iowa
K F S D	500 W. 1 K W LS	Leslie Adams AIRFAN RADIO CORPORATION San Diego, California

STATION	POWER	NAME AND ADDRESS
K F V D	250 W.	John W. Swallow LOS ANGELES BROADCASTING COMPANY Culver City, California
K F V S *	100 W.	Oscar C. Hirsch HIRSCH BATTERY & RADIO COMPANY Cape Girardeau, Missouri
K F Y R	1 K W 2½ K W LS	P. J. Meyer MEYER BROADCASTING COMPANY Bismarck, North Dakota
K G D Y *	100 W.	George W. Wright VOICE OF SOUTH DAKOTA Huron, South Dakota
K G I R	500 W.	E. B. Craney K G I R INCORPORATED Butte, Montana
K G W	1 K W	C. O. Chatterton THE OREGONIA PUBLISHING COMPANY Portland, Oregon
K H J	1 K W	Don Lee DON LEE INCORPORATED Los Angeles, California
K J B S	100 W.	Ralph R. Brunton, General Manager JULIUS BRUNTON & SONS COMPANY San Francisco, California
K J R *	5 K W	R. A. Provine, Treasurer NORTHWEST BROADCASTING COMPANY Seattle, Washington
K M B C	1 K W	Arthur B. Church MIDLAND BROADCASTING COMPANY Kansas City, Missouri
K M O X	50 K W	George Junkin VOICE OF ST. LOUIS St. Louis, Missouri
K N X	5 K W	Naylor Rogers WESTERN BROADCAST COMPANY Hollywood, California
K O I N	1 K W	C. R. Hunt KOIN INCORPORATED Portland, Oregon

STATION	POWER	NAME AND ADDRESS
K O M O	1 K W	O. D. Fisher FISHER'S BLEND STATION INCORPORATED Seattle, Washington
K P O	5 K W	J. W. Laughlin HALE BROTHERS STORES INC. & THE CHRONICLE PUBLISHING COMPANY San Francisco, California
K Q V *	500 W.	Byron A. Stump K Q V BROADCASTING COMPANY Pittsburgh, Pennsylvania
K S T P	10 K W	Stanley E. Hubbard NATIONAL BATTERY BROADCASTING COMPANY St. Paul, Minnesota
K T S M	100 W.	W. S. Bledsoe and W. T. Blackwell El Paso, Texas
K V O O	5 K W	H. A. Hutchinson SOUTHWESTERN SALES CORPORATION Tulsa, Oklahoma
K W C R *	100 W.	Harry F. Paar CEDAR RAPIDS BROADCASTING COMPANY Cedar Rapids, Iowa
		ELECTRICAL RESEARCH PRODUCTS INC. 250 W. 57th Street New York, N. Y.
NEW		JOHN V. L. HOGAN 41 Park Row New York, N. Y.
NEW		NEVILLE O'NEILL INC. Chrysler Building New York, N. Y.
NEW		I. C. Stoll, President RADIO BROADCASTERS OF AMERICA 113 West 42d Street New York, N. Y.
NEW		Raymond Bill RADIO DIGEST 420 Lexington Avenue New York, N. Y.

STATION	POWER	NAME AND ADDRESS
		SCOTT HOWE BOWEN INC. Chrysler Building New York, N. Y.
NEW		P. L. Thomson, Director of Public Relations WESTERN ELECTRIC COMPANY 195 Broadway New York, N. Y.
		P. L. Deutsch WORLD BROADCASTING SYSTEM Fuller Building New York, N. Y.

- - -

Omitted through error

W O K O	500 W.	Harold E. Smith Station W O K O WOKO Incorporated Albany, New York
K G I W	100 W.	Leonard E. Wilson Trinidad, Colorado
K W K	1 K W	Thomas G. Convey GREATER ST. LOUIS BROADCASTING CO St. Louis, Missouri

- - -

* New members since November 19, 1930
NEW - since November 19, 1930

THE NATIONAL ASSOCIATION OF BROADCASTERS

NON-COMMERCIAL MEMBERS

AS OF MARCH 19, 1931

- - -

STATION	POWER	NAME AND ADDRESS
W A W Z *	250 W.	Ray B. White PILLAR OF FIRE Zarephath, New Jersey
W C A J	500 W.	I. B. Schreckengast, President NEBRASKA WESLEYAN UNIVERSITY Lincoln, Nebraska
W C O A	500 W.	John E. Frenkel, Manager CITY OF PENSACOLA Pensacola, Florida
W E A O	750 W.	R. C. Higgy, Director-Manager OHIO STATE UNIVERSITY Columbus, Ohio
W E W	1 K W	William V. Doyle, Director ST. LOUIS UNIVERSITY St. Louis, Missouri
W H A D *	250 W.	Rev. A. H. Poetker, Director MARQUETTE UNIVERSITY Milwaukee, Wisconsin
W I L L	250 W. 500 W. LS	Joseph F. Wright, Manager UNIVERSITY OF ILLINOIS Urbana, Illinois
W J B U	100 W.	George A. Irland, Manager BUCKNELL UNIVERSITY Lewisburg, Pennsylvania
W K A R	1 K W	R. J. Baldwin, Chairman MICHIGAN STATE COLLEGE Lansing, Michigan
W L B - W G M S	1 K W	UNIVERSITY OF MINNESOTA Minneapolis, Minnesota
W L C I	50 W.	William M. Horn, Pastor LUTHERAN ASSOCIATION OF ITHACA Ithaca, New York

STATION	POWER	NAME AND ADDRESS
W M B I	5 K W	H. C. Cromwell, Manager MOODY BIBLE INSTITUTE OF CHICAGO Chicago, Illinois
W O I	5 K W	W. I. Griffith, Manager IOWA STATE COLLEGE Ames, Iowa
W O S	500 W.	C. P. Anderson, Manager STATE OF MISSOURI MARKETING BUREAU Jefferson City, Missouri
W S S H	500 W.	Stanley M. Lane, Manager TREMONT TEMPLE BAPTIST CHURCH Boston, Massachusetts
W S U I	500 W.	UNIVERSITY OF IOWA Iowa City, Iowa
W T A W	500 W.	F. C. Bolton, Director AGRICULTURAL AND MECHANICAL COLLEGE College Station, Texas
C F R C		S. C. Morgan, Manager QUEENS UNIVERSITY Kingston, Ontario, Canada
C K U A		H. P. Brown, Studio Director UNIVERSITY OF ALBERTA Edmonton, Alberta, Canada
K F G Q	100 W.	J. C. Crawford BOONE BIBLICAL COLLEGE & ASSOCIATED INST. Boone, Iowa
K F K U	500 W.	Harold Tugham UNIVERSITY OF KANSAS Lawrence, Kansas
K F S G	500 W.	ECHO PARK EVANGELISTIC ASSOCIATION Los Angeles, California
K F U O	500 W. 1 K W LS	CONCORDIA THEOLOGICAL SEMINARY St. Louis, Missouri
K G E F	1 K W	TRINITY METHODIST CHURCH Los Angeles, California
K O A C	1 K W	W. L. Kadderly OREGON STATE AGRICULTURAL COLLEGE Corvallis, Oregon

YEAR	GRANT	NAME AND ADDRESS
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]

STATION	POWER	NAME AND ADDRESS
K P O F *	500 W.	Ray B. White PILLAR OF FIRE Denver, Colorado
K T B I	1 K W	C. E. Fuller BIBLE INSTITUTE OF LOS ANGELES Los Angeles, California
K U S D	500 W. 750 W. LS	UNIVERSITY OF SOUTH DAKOTA ELECTRICAL ENGINEERING DEPARTMENT Vermillion, South Dakota
K W S C	1 K W 2 K W LS	F. F. Nalder STATE COLLEGE OF WASHINGTON Pullman, Washington

- - -

* New members since November 19, 1930.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

Incorporated

NATIONAL PRESS BUILDING

WASHINGTON, D. C.

Telephone District 9497

NAB ASKS CHANGES IN G. O. NO. 106

The National Association of Broadcasters has filed the attached brief with the Federal Radio Commission embodying suggestions for certain changes in the terms of General Order No. 106 with a view to simplifying and clarifying the order.

The order makes compulsory the keeping of program and operating logs by each station. Originally it was to become effective on March 1, 1931, but at the request of the National Association of Broadcasters its effective date was postponed until April 30, 1931.

The National Association of Broadcasters is in sympathy with the requirement that stations shall keep logs, if for no other purpose than for their own protection, but believes, as is set forth in the attached brief, that the value of such logs depends almost entirely upon their being kept in a clear and uniform manner. Furthermore, the requirement should not involve material changes from the normal methods of station operation nor impose additional expense on broadcasting stations.

The suggestions contained in the brief will not change the object sought to be achieved by the Commission in promulgating the order and will aid materially in its enforcement.

BEFORE THE

FEDERAL RADIO COMMISSION

SUGGESTIONS

of the

NATIONAL ASSOCIATION OF BROADCASTERS

for

CLARIFICATION OF GENERAL ORDER NO. 106

The National Association of Broadcasters respectfully presents the following specific suggestions with a view to the clarification of General Order No. 106, and also with a view to making compliance with the terms of this order less onerous, particularly for small broadcasting stations with very limited personnel.

1. The National Association of Broadcasters is wholly in sympathy with the requirement that two logs shall be maintained by each broadcasting station, but it points out that the value of such logs depends almost entirely upon their being kept in a clear and uniform manner. The Association also points out that if the requirements for keeping such logs involve material changes from the normal methods of station operation, it would inevitably follow either that the logs would not be kept in accordance with the regulations of the Federal Radio Commission or else a real burden of additional expense will be imposed on many broadcasting stations.

2. The first requirement for the program log is as follows:

> An entry of all stations and call announcements and the time made.

Presumably this contains a typographical error in respect to the word "stations." It is suggested, however, that this clause should read as follows:

> An entry of the exact time of making each announcement of the call letters of the station.

3. The second requirement for the program log is as follows:

> An entry describing each program broadcast with the time beginning and ending. If phonograph records or electrical transcriptions are used that fact shall be noted, together with the announcement made thereof.

It is our belief that unless this requirement is clarified the entries in the various station logs will be widely different, and in many cases quite meaningless. This is largely because of the indefinite character of the word "describing." It is, therefore, suggested that this paragraph be revised to read as follows:

> An entry indicating the general character of each program broadcast, with the time of beginning and ending. Each entry shall indicate whether the program is (a) commercial or non-commercial; (b) studio, chain or outside pick-up; (c) principally music or principally speech. For each program using phonograph records or electrical transcription the fact shall be noted, and a special entry shall be made giving the exact time at which the announcement specifying the use of phonograph records or electrical transcription was given.

4. Regarding the operating log, it appears that the requirements of Paragraphs "A", "B", and "C" are entirely reasonable and should be adhered to as a matter of course by every broadcasting station.

5. Section "D" requires certain entries to be made every thirty minutes. For the station operating on full time schedule this would require as many as 36 entries daily, each entry consisting of three items, or 108 items per day. As a matter of practical experience it does not appear that nearly so many entries are required in order to provide a thoroughly accurate check on what the station is doing. In view of the fact that material fluctuations every half-hour are most improbable there is real danger that if the entries are required too often, they will in many cases be made perfunctorily, and often without any real reading of the indicators. Accordingly, it is suggested

that these entries should be required every two hours before local sunset, and every hour after local sunset, as it is only during the period of darkness that interference develops to a serious extent.

6. The order as issued states that:

> These logs shall be kept by the person or persons competent to do so having actual knowledge or information of the facts herein required, who shall sign the log when coming on duty and again when going off duty.

This is entirely feasible for the operating log, but may involve serious difficulties for the program log. In many stations the announcer on duty is the person immediately and directly responsible, and frequently he may be absent from the principal studio handling a remote control broadcast. For example, many broadcasting stations are broadcasting reports of baseball games for two hours every afternoon six months of the year. The person in charge of these broadcasts is probably at the ball park, and in no position to carry around the station log and sign it when coming on duty and again when going off duty. Taking into consideration the practical requirements of a broadcasting schedule, it seems desirable that this section should be revised to read as follows:

> The program log shall be kept under the direct supervision of the program manager of the station, who shall be held personally responsible for the accuracy of all entries therein, and such entries shall, whenever practicable, be initialed by the individuals actually in personal charge of the program. The operating log shall be kept under the direct supervision of the chief operating engineer of the station, who shall be held personally responsible for the correctness of all entries contained therein, and such entries shall, in every case, be initialed by the person actually in charge of the operation of the transmitter at the time each entry is made.

7. It is believed that with these changes the order will be far clearer than it is at present, and also that compliance with it shall impose less of a burden on the individual broadcasting stations.

Respectfully submitted,

NATIONAL ASSOCIATION OF BROADCASTERS

_____

Philip G. Loucks, Managing Director

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

March 27, 1931

DETROIT IN OCTOBER

The Ninth Annual Convention of the National Association of Broadcasters will be held at Detroit, Michigan, October 26, 27 and 28, 1931. This was decided at a meeting of the Board of Directors held in Detroit on Tuesday, March 24.

Arrangements for the convention will be in charge of the Convention Committee of which Edwin M. Spence, WPG, Atlantic City, N. J. is chairman.

The Board also decided that the Association shall hold two regional conventions during the summer months. One of these will be held in the South and another in the West. The Southern convention will be in charge of a committee headed by J. G. Cummings, WOAI, San Antonio, Texas, and the Western convention will be in charge of a committee headed by Birt F. Fisher, KOMO, Seattle, Wash. These committees will select the places and dates for the conventions. Meetings of the Board of Directors will be held at the same time and place of these regional conventions.

The Detroit Board meeting was attended by: President Damm, WTMJ; Vice-President Spence, WPG; Treasurer Morency, WTIC; Directors Bellows, WCCO; Hedges, WMAQ; Bill, WLS; Eastman, WENR; Carpenter, WPTF; O'Fallon, KFEL; Fitzpatrick, WJR; Church, KMBC; McCosker, WOR; Cummings, WOAI; and Russell, WRC, member of the Executive Committee; Birt Fisher, KOMO, representing O. D. Fisher, vice president, and Philip G. Loucks, Managing Director.

- - -

REPORT IN BRIEF

[illegible] Association of [illegible] [illegible], Michigan, October [illegible], [illegible] and [illegible], 1951. [illegible] The Board of Directors held in Detroit on [illegible] [illegible] for the convention will be in charge of the Convention Committee [illegible] Spring, MGA, Kalamazoo City, [illegible] is chairman.

The Board also decided that the Association shall hold [illegible] [illegible] during the summer months. One of these will be held in the North and [illegible] in the West. The Southern convention will be in charge of a committee headed by [illegible] Chambers, MGAI, Fox Lorrain, Texas, and the Western convention will be in charge of a committee headed by Earl [illegible], MGAI, Portland, Oregon. These committees will select the places and dates for the conventions. [illegible] of the Board of Directors will be held at the same time and place [illegible] annual convention.

The Council for [illegible] was attended by: [illegible], MGAI; [illegible] Brighton Spring, WGA; [illegible], MGAI; [illegible], MGAI; [illegible], WGA; [illegible], WGA; [illegible], WGA; [illegible], MGAI; [illegible], MGAI; [illegible], MGAI; [illegible], MGAI; and [illegible], MGA, [illegible] the Executive Committee: [illegible] Plaster, MGAI, [illegible] O. T. Fisher, [illegible], [illegible] Walter G. Brooks, Executive Director.

March 28, 1931

STATIONS ON 620 GET HEARING

Stations operating on the frequencies of 620 and 1220 kc will be given a hearing before the Commission on May 11, for the purpose of determining which of several alternative proposals will best comply with the mandate of the Court of Appeals of the District of Columbia in the cases of the Journal Company v F R C (Nos. 5095, 5163, 5268 and 5269) received on March 11. The order of the Commission is as follows:

"1. That the current renewal applications of the following stations now operating on the frequency 620 kilocycles, namely: Station WLBZ of Bangor, Maine; Station WFLA-WSUN of Clearwater, Florida; and Station WTMJ of Milwaukee, Wisconsin, be and the same are designated for hearing;

"2. That the current renewal application of Station WDAE of Tampa, Florida, now operating on the frequency 1220 kilocycles, be and the same is hereby designated for hearing;

"3. That a hearing be held on said renewal applications of said stations on the 11th of May, 1931, with a view to determining;

(a) The maximum power within the limitations imposed by General Order 40 and other pertinent regulations of the Commission at which each of said abovenamed stations now operating on the frequency 620 kilocycles can continue to operate without undue interference with each other;

(b) Whether or not an exchange of frequency assignments can be affected between Stations WFLA-WSUN at Clearwater, and WDAE at Tampa, which would 'measureably reestablish' Station WTMJ in the position occupied by it prior to October, 192

(c) Whether or not some reduction in the power of the Florida station now operating on or subsequently to be assigned to the frequency 620 kilocycles will be necessary to 'measureably reestablish' Station WTMJ in the position occupied by it prior to October, 1929;

(d) If as a result of the evidence adduced at the hearing it is found necessary to reduce the power of the Florida station to be assigned to the frequency 620 kilocycles, which of said stations, WFLA-WSUN or WDAE, should be given such assignment and which should be assigned to the frequency 1220 kilocycles and authorized to use the power now being used by Station WDAE;

"4. That the Secretary be and he is hereby directed to notify all stations now operating on the frequencies 620 and 1220 kilocycles of this action and the date of said hearing pursuant to the provisions of Section 7 of subtitle B of General Order No. 93."

- - -

DIRECTORS MEETING REPORT

A detailed report covering the Board of Directors meeting at Detroit, including an up-to-date membership roster will be mailed to all Active Members within the next few days.

- - -

March 28, 1931

STATION DEVIATION REPORTED

Interest in the second deviation report issued by W. D. Terrell, director, Radio Division, Department of Commerce, is stiumulated by reason of the Commission's proposal to require all stations to adhere 50 cycles within their assigned frequency in the next year. The Radio Division's report, predicated upon measurements made by supervisors during the month of January, show that only 54 out of 365 stations checked were able to keep within 100 cycles of their assigned wave lengths. One hundred and four maintained their frequencies within 200 cycles.

Stations able to keep within 100 cycles of assigned frequencies are as follows: KEPS, Portland, Oregon; KELW, Burbank, Calif.; KFDM, Beaumont, Texas; KFEQ, St. Joseph, Missouri; K F KA, Greeley, Colorado; KOMO, Seattle, Wash.; WAIU, Columbus, Ohio; WBCM, Bay City, Michigan; WBSO, Needham, Mass.; WCAO, Baltimore, Maryland; WDAF, Kansas City, Missouri; WDAG, Amarillo, Texas; WDBJ, Roanoke, Virginia; WEAF, New York, N. Y.; WEAN, Providence, R. I.; WENR, Chicago, Illinois; WEXL, Royal Oak, Michigan; WFBM, Indianapolis, Indiana; WGBS, New York, N. Y.; WGBB, Freeport, N. Y.; WGN, Chicago, Illinois; WGR, Buffalo, New York; WGY, Schenectady, N. Y.; WHAD, Milwaukee, Wisconsin; WIBW, Topeka, Kansas; WIBX, Utica, New York; WICC, Bridgeport, Conn.; WJBK, Highland Park, Michigan; WKAR, East Lansing, Michigan; WJR, Detroit, Michigan; WKBI, Chicago, Illinois; WKBN, Youngstown, Ohio; WKJC, Lancaster, Pa.; WLEY, Lexington, Mass.; WMAQ, Chicago, Illinois; WMC, Memphis, Tennessee; WMMN, Fairmont, West Virginia; WMT, Waterloo, Iowa; WOIO, Ames, Iowa; WOKO, Poughkeepsie, N.Y.; WOL, Washington, D. C.; WOR, Newark, N. J.; WRC, Washington, D. C.; WRDW, Augusta, Georgia; WREC, Memphis, Tennessee; WRUF, Gainesville, Florida; WSAZ, Huntington, West Virginia; WSB, Atlanta, Georgia; WSBC, Chicago, Illinois; WSM, Nashville, Tennessee; WSSH, Boston, Mass.; WSUI, Iowa City, Iowa; WTAG, Worcester, Mass.; WTAR, Norfolk, Virginia.

- - -

SIMULTANEOUS OPERATION APPROVED

Approval by the Federal Radio Commission of four stations affiliated with the Columbia Broadcasting System to conduct an experiment of so precisely controling their frequencies without the aid of connecting land lines as to give the effect of synchronization within their service areas offers the possibility of increased service to the public through more hours of operation per station and the reduction or elimination of interference.

Each of the four stations which have requested permission to make this experiment -- WHP, Harrisburg, Pa.; WCAH, Columbus, Ohio; WHEC, Rochester, N.Y. and WOKO, Albany -- carry Columbia programs. Special equipment costing $1800 per station will be installed.

At present WHP and WCAH are operating simultaneously in the daytime on 1430 kilocycles, but are dividing time at night. WHP also divides time with WBAK, Harrisburg, owned by the Pennsylvania State Police, which have courteously agreed to place their evening programs on WHP during the period of the experiment. WHEC and WOKO operate simultaneously in the daytime on 1440 kilocycles, but divide time at night. During this experiment all four stations will operate on 1430 kilocycles simultaneously during day and evening hours.

- - -

March 28, 1931

GENERAL ORDER 87 REPEALED

The Commission on March 24 repealed General Order No. 87 providing for the shifting of certain stations on cleared channels. The order was the subject of extensive litigation in the District of Columbia courts and the repeal by the Commission followed decisions which held that the regulatory body was without authority to make changes in frequencies of stations without first holding hearings. The order was promulgated nearly a year ago.

- - -

AMATEUR LICENSE SUSPENDED

W. West Moe, Boulder, Colo. an amateur operator, will have his amateur station license suspended for six months as a result of a broadcast on January 12. Moe operated his station on 1200 kc on one occasion using phonograph records and announcing his station by the unauthorized call of "KIOU".

- - -

ANNOUNCER WANTS POSITION

Announcer with New York station, three years experience, looking for position with chance for advancement. Knowledge of fundamentals of sound, recording, continuity and production. Salary $65 per week. Address NAB 32731B.

- - -

BUTMAN PLANS EXHIBIT

Carl H. Butman, former secretary of the Commission, announced this week the opening of a permanent exhibit of radio equipment in the National Press Building. The exhibit will show radio transmitters, tubes, power supplies, speech input, and amplification equipment, calibration instruments, apparatus required in recording and reproducing electrical transcriptions and also public address equipment. The exhibit will be maintained primarily for the benefit of broadcasters and other users of radio, it is announced.

- - -

NAB WOULD AMEND BILL

The National Association of Broadcasters will ask the Ohio General Assembly to amend the bill (S. B. 216) recently reported favorably to the Ohio Senate which would make broadcasting stations criminally responsible for libelous matter broadcast. The amendment as suggested by the Association would make the person uttering the libelous remarks criminally responsible but the station owner would not be guilty unless he had prior knowledge that the remarks broadcast were libelous. Col. Thad H. Brown, general counsel of the Federal Radio Commission, who has been called to Columbus to testify in connection with the bill, will urge the adoption of the amendment suggested by the Association.

- - -

March 28, 1931

LAFOUNT SEES LISTENER REVOLT

Listeners will revolt against offensive advertising announcements and demand that the government take over radio unless the form of announcements undergoes change, Commissioner LaFount is quoted as saying in a dispatch by Martin Codel, radio editor, McClure Newspaper Syndicate.

"Just as surely as fate," the Commissioner is quoted as saying, "the continuance of broadcasting announcements that so obviously offend our ordinary sensibilities is going to lead to a revolt on the part of the listening public. Listeners can, of course, censor their own programs by turning the dial. But I'm afraid many of them will demand that the government take over radio and operate it, as England does, as a government monopoly. I prefer the present system of private competition, but the broadcasters themselves, by permitting this sort of thing, are adding fuel to the fire of discontent that is already evident in many quarters against the outrageous practices of some advertisers." . . . .

- - -

STATION PROMOTERS SQUELCHED

Promoters who go around the country looking for places to build new radio stations received sharp criticism from Chief Examiner Yost this week during the hearing on an application for erection of a 1 KW station at Springfield, Mass. G. Colby Blackwell, former clerk of the Commission, appeared for Alfred J. Pote of Chelsea, Mass. who is seeking to erect a station to operate on 1320 kc. Pote himself did not appear and counsel for the Commission asked dismissal of the case. The Chief Examiner refused to dismiss the case but stated that he was opposed in principle to applications from non-residents of a community seeking to establish radio stations purely as a business venture and without having the community interest at heart. Counsel for WDRC, Hartford, Conn. appeared in opposition to the application.

- - -

WOMEN OPERATORS INCREASE

A growing interest among women in amateur radio activities is shown in the recent report made public by W. D. Terrell, director, Radio Division, Department of Commerce, which shows that 86 of the 18,000 amateur operators in the United States belong to the feminine sex.

- - -

PROGRAM DIRECTOR AVAILABLE

Director of program department of one of the country's best-known clear channel broadcasting stations is seeking a change in position. Will accept announcing, commercial, continuity, or managerial position with reliable station. Salary secondary consideration. Address NAB 32731A.

- - -

March 28, 1931

EXAMINERS' REPORTS

In re application of Earl J. Smith, Watertown, N. Y. for construction permit to erect new station on 1240 kc with 50 watts and daylight operation. Docket 1006. Report 109. Examiner Pratt recommends denial of application.

In re application of J. E. Richards, Greenville, S. C. for construction permit to erect new station on 1200 kc with 100 watts and unlimited time. Docket 1089. Report 110. Examiner Yost recommends denial of application.

In re application of W. T. Hamilton, Greenville, S. C. for construction permit to erect new station on 1240 kc with 500 watts and unlimited time. Docket 1092. Report 110. Examiner Yost recommends denial of application.

In re application of The Greenville News-Piedmont Co. Greenville, S. C. for construction permit to erect new station on 1180 kc with 1 KW and limited time. Docket 1093. Report 110. Examiner Yost recommends granting of application, if Commission considers it advisable to waive application of General Order 102, and provided a desirable frequency is available, with the hours of operation to be fixed by the Commission.

In re application of Isle of Dreams Broadcasting Company, Miami Beach, Fla. (WIOD) for modification of license to change frequency to 940 kc with 1 KW and 2½ KW, LS and unlimited time. Docket 980. Report 111. Examiner Pratt recommends denial of application.

In re application of Mount Pleasant Broadcasting Company, Mount Pleasant, Pennsylvania, for construction permit to erect new station on 1420 kc with 20 watts and share time with WIBR. Docket 1009. Report 112. Examiner Pratt recommends denial of application.

In re application of Wilmington Radio Association, Wilmington, N. C. (WRBT) for construction permit to change frequency to 1320 kc with 1 KW and unlimited time. Docket 1091. Report 113. Examiner Yost recommends denial of application.

In re application W D A Y, Inc. Fargo, N. D. (WDAY) for construction permit to increase day power from 1 KW to 2½ KW. Docket 978. Report 114. Examiner Pratt recommends denial of application.

In re application of Durham Life Insurance Company, Raleigh, N. C. (WPTF) for construction permit to change transmitter location and increase power to 5 KW. Docket 1090. Report 115. Examiner Yost recommends granting of application, if the Commission decides that General Order 102 does not apply in this case, and provided further that the Commission is of the opinion that the over-quota status resulting to North Carolina from the granting of this application would not violate the letter or the spirit of the Radio Act.

In re application of Marius Johnson, Ironwood, Michigan, for construction permit to erect new station on 1420 kc with 100 watts and daytime operation to 7 p.m. Docket 1103. Report 116. Examiner Yost recommends granting of application with operation limited to daylight hours.

In re application of Radio Station KGBZ, York, Nebraska, for renewal of license. Docket 934. Report 117. Examiner Pratt recommends denial of application

- - -

March 28, 1931

ACTION ON EXAMINERS' REPORTS

KCRC Ex.Rep. #65	Champlin Refining Company Enid, Oklahoma	C. P. to change present assignment of 1370 kc, 100 w. night, 250 w. to local sunset - to 1480 kc, 5 KW, unlimited time denied; Examiner Yost sustained.
KFJF Ex.Rep. #66	National Radio Mfg. Co. Oklahoma City, Oklahoma	Granted mod. of C. P. to extend date of completion 60 days from this date; (1480 kc, 5 KW unlimited). Examiner Yost sustained.

- - -

COMMUNITY RADIO SEEKS 25 CHANNELS

Listing 267 cities and towns in which he wishes to erect new stations, Clarence R. Cummins, Williamsport, Penn. as trustee for Community Radio, has filed formal application with the Commission requesting that a reallocation be made in order that 25 of the present 96 broadcast channels be set aside for the exclusive use of local stations in communities of not more than 100,000, and that no station proposed in his application will have a power greater than 100 watts. The application states that all the necessary equipment will be manufactured within four months after the application is granted, and that the entire construction will be completed within seven months time, if the Commission grants the necessary authority.

- - -

PORTO RICO DX PROGRAM SUNDAY

The fourth and last DX broadcast from San Juan, Porto Rico, station WKAQ, is scheduled for Sunday, March 29, from 3 to 5 a.m. according to C. M. Falconer, vice president, Newark Evening News Radio Club. The following additional special schedules have been arranged: Sunday, March 29: WALR, Zanesville, Ohio, 1210 kc, Saturday night until sunrise Sunday; CMCB, Havana, Cuba, 1070 kc, 12.00 to 2.00 a.m.; CMGF, Matanzas, Cuba, 977 kc, 3.00 to 5.00 a.m.; WRBL, Columbus, Ga, 1200 kc, 4.00 to 6.00 a.m.; WHBY, Mt. Orab, Ohio, Saturday night until midnight Sunday. Monday, March 30: WHBC, Canton, Ohio, 1200 kc, 10 watts, 4.00 to 6.00 a.m. Wednesday, April 1: CHGS, Summerside, Prince Edward Island, 1120 kc, 1.00 to 2.00 a.m.; WOPI, Bristol, Tenn. 1500 kc, 3.00 to 5.00 a.m.

- - -

CHARGES LICENSE VIOLATION

A charge that Station WJAZ, Zenith Radio Corporation, Chicago, goes on and off the air as it pleases without regard to the terms of its license was made at the hearing before the Commission on the application of Station WCKY, Covington, Kentucky, for full time on 1490 kc, by counsel for the Kentucky station. WJAZ was not represented at the hearing. The third station assigned to 1490 kc, WCHI, Chicago, which operates one-seventh time, opposed the granting of the application.

- - -

March 28, 1931

APPLICATIONS DENIED

The following applications were heretofore designated for hearing but applicants failed to enter appearances within time allowed under G. O. 93:

NEW	LESTER C. LILLYMAN Pasadena, California	C. P. 1300 kc, 1 KW
W M B R	P. J. Reynolds Tampa, Florida	C. P. 1460 kc, 5 KW
NEW	TAFT RADIO & BRDCG CO. Los Angeles, California	C.P. 860 kc, 100 watts
NEW	ALBANY POST 30, AMERICAN LEGION Albany, Georgia	C. P. 1420 kc, 100 watts
NEW	SALEM BRDCG ASSOCIATION Salem, Oregon	C. P. 1200 kc, 100 watts
NEW	T. B. CHAMBERLIN & A. C. OWEN d/b as A. C. OWEN RADIO CO. Tulsa, Oklahoma	C. P. 560 kc, 10 watts
NEW	SOUTHERN BRDCG CO. INC. Atlanta, Georgia	C. P. 890 kc, 500 watts
NEW	THOMAS J. REESE Parkersburg, West Virginia	C. P. 1500 kc, 50 watts
NEW	C. G. ELBE Tulsa, Oklahoma	C. P. 880 kc, 50 watts
NEW	H. WIMPY Thomasville, Georgia	C. P. 1350 kc, 15 watts
NEW	DR. JAS. H. ATHERTON Guthrie, Oklahoma	C. P. 600 kc, 75 watts
NEW	J. E. BENNETT d/b as J. E. BENNETT MUSIC CO. Cordell, Oklahoma	C. P. 1500 kc, 100 watts
W K B N	WARREN P. WILLIAMSON, jr. Youngstown, Ohio	Mod. of lic. 590 kc, 500 watts
W M A N	COLUMBUS BROADCASTING CORP. Columbus, Ohio	Mod. of lic. 1310 kc, 50 watts
W T E L	FOULKROD RADIO ENG. CO. Philadelphia, Pennsylvania	Req. mod. lic. to 1200 kc
K X L	K X L BROADCASTERS INC. Portland, Oregon	Req. mod. of lic. change freq. to 1410 kc, increase power 1 KW.

- - -

March 28, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
W I S J	WISCONSIN STATE JOURNAL BROADCASTING COMPANY Madison, Wisconsin	Granted temporary authority to continue operation on 780 kc, 500 watts, day and 250 watts night, unlimited time on experimental basis. The Commission extended said authority on a temp. exp. basis only until a decision is reached by the Commission upon the hearing held on the application for license, this auth. not to exceed 3 a.m. EST, April 30, 1931. Nothing herein contained shall be construed as a finding or any evidence whatever as a result of hearing on the application for lic. that the operation of this station is or will be in the public interest beyond the date of expiration of this temporary authority. Such finding is hereby expressly reserved by the Commission until the decision upon the application for license.
W J B U	BUCKNELL UNIVERSITY Lewisburg, Pennsylvania	Granted authority to discontinue operation during summer months.
W R B I	CHAS. A. & MILTON U. KENT d/b as KENT'S FURNITURE & MUSIC CO. Tifton, Georgia	Granted consent to vol. assign. of C. P. to Oglethorpe University.
W D R C	THE DOOLITTLE CORPORATION Hartford, Connecticut	Granted consent to vol. assign. of lic. to WDRC, Inc.
W O O D	WALTER B. STILES, INC. Grand Rapids, Michigan	Granted consent to vol. assign. of lic. to Kunsky-Trendle Brdcg Corp.
W H P	WHP, INC. Harrisburg, Pennsylvania	Granted mod. of lic. to change hrs of operation and auth. to synchronize. Also granted auth. to install automatic freq. control.
W C A H	THE COMMERCIAL RADIO SERV.CO. Columbus, Ohio	Granted mod. of lic. to change hrs of operation to full time; change freq. to 1430 kc, and install new direct crystal control eqpt.
W O K O	WOKO INC. Poughkeepsie, N. Y.	Granted mod. of license as above.

APPLICATIONS GRANTED (Continued)

CALL	NAME OF APPLICANT	NATURE OF ACTION
WHEC-WABO	HICKSON ELEC & RADIO CORP. Rochester, New York	Granted mod. of license as above (WCAH)
WBAK	PENNSYLVANIA STATE POLICE Harrisburg, Pennsylvania	Granted mod. of lic. to change hrs of operation from sharing with WHP and WCAH, to sharing only with WHP on equal basis; also granted auth. to install new direct crystal control eqpt and change freq. to 1430 kc.
KVL	KVL, INC. Seattle, Washington	Granted mod. of C. P. to move transm. and studio locally in Seattle, and extend completion date from 3/20/31 to 20 days from date of approval.
K M J	JAMES McCLATCHY COMPANY Fresno, California	Granted C. P. to make changes in eqpt to conform to General Orders 91 and 97.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week, the Commission received applications from the following stations requesting authority to install new equipment, or make changes in present equipment: W I B X, Utica, N. Y.; K G H I, Little Rock, Ark.; K G D A, Mitchell, S. D.; K V O S, Bellingham, Wash.; K G M B, Honolulu, T. H.; K C R J, Jerome, Ariz.

- - -

LICENSE APPLICATIONS GRANTED

During the current week, the Commission granted applications for license covering previously authorized construction permits, to the following stations: W E L L, Battle Creek, Mich.; K F X F, Denver, Colo.; W S B T, South Bend, Ind.

- - -

FLORIDA AND UTAH CENSUS

Reports issued this week by the Bureau of Census show that 41.1 per cent of all families in Utah own receiving sets while only 15.5 per cent of Florida families are so equipped. Out of 377,823 Florida families only 58,446 families were reported to have receiving sets. Out of 116,254 families in Utah, 47,729 families were equipped with receiving apparatus. The State of Florida is 104 per cent over-quota according to the Commission's figures. Utah is also 102 per cent over-quota.

- - -

March 28, 1931

APPLICATIONS DISMISSED

The following applications, heretofore set for hearing, are dismissed at the request of the applicants:

WOBU	WOBU, Inc. Charleston, West Virginia	Mod. lic. 1410 kc, 250 watts
NEW	MAYS-WILLIAMS CO. INC. Charleston, West Virginia	C. P. 880 kc, 1000 watts
WSBT	THE SOUTH BEND TRIBUNE South Bend, Indiana	Mod. lic. 1230 kc, 500 watts
KGIR	KGIR, INC. Butte, Montana	C. P. 1360 kc, 1 KW
NEW	RADIO ADVERTISING CO. of PITTSBURGH Pittsburgh, Pennsylvania	C. P. 1360 kc, 500 watts
WJAC	JOHNSTOWN AUTOMOBILE CO. Johnstown, Pennsylvania	C. P. 1430 kc, 500 watts
WFAN	KEYSTONE BRDCTG COMPANY Philadelphia, Pennsylvania	C. P. 1170 kc, 5 KW
WLAP	AMERICAN BRDCG CORP. OF KENTUCKY Louisville, Kentucky	Mod. of lic. 1120 kc, 250 watts.

- - -

GENERAL ORDER 102 CITED

Chief Examiner Yost leaves for the Commission to determine the application of General Order No. 102 in the case heard by him in which the Durham Life Insurance Company, WPTF, Raleigh, N. C. sought to increase its power from 1 to 5 KW and change its hours of operation from limited time until sunset on the Pacific Coast. Granting of the application would change the North Carolina quota from 1.01 units under-quota to 0.47 units over quota.

"Should the Commission be of the opinion that General Order No. 102 does not apply in this case, it is recommended that the application of the Durham Life Insurance Company to operate until local sunset at San Francisco on its present assigned clear channel frequency of 680 kc with an increase of power from 1 KW to 5 KW, be GRANTED; provided, the Commission is of the opinion that the over-quota status resulting from the State of North Carolina from the granting of this application would not violate the letter or spirit of the Radio Act.

"Should the Commission hold, however, that the provisions of General Order No. 102 apply in this case, it is recommended that this application be DENIED."

- - -

March 28, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, March 30, 1931. All hearings commence at 10 a.m.

MONDAY, MARCH 30, 1931

NEW	David R. Gray Duncan, Oklahoma	C. P. Unlimited Time	1270 kc	1 KW
NEW	W. G. Hughes, E. L. Walden A. F. Burch & Frank Dewolfe, Oklahoma Panhandle Brdcg Co. Guymon, Oklahoma	C. P. Unlimited Time	1500 kc	100 W.

TUESDAY, MARCH 31, 1931

WTFI	Toccoa Falls Institute Toccoa, Georgia	C. P. Unlimited Time	1450 kc	1 KW

Present Assignment: 1450 kc 500 W.
Unlimited Time

WEDNESDAY, APRIL 1, 1931

WFI	Strawbridge & Clothier Philadelphia, Pennsylvania	2 Applications Mod. L. To share time with WLIT	560 kc	1 KW
		C. P. To share time with WLIT	560 kc	1 KW

Present Assignment: 560 kc 500 W.
Shares time with WLIT

WHAT	Independence Broadcasting Co. Philadelphia, Pennsylvania	C. P. To share time with WIBG	930 kc	500 W.

Present Assignment: 1310 kc 100 W.
Shares time with WFKD

NEW	Kirk Johnson Lancaster, Pennsylvania	C. P.	1000 kc Daytime until sunset at Des Moines, Iowa	1 KW

HEARING CALENDAR (Continued)

NEW	John Magaldi, jr. Philadelphia, Pennsylvania	C. P. To divide time with WILM 250 W. LS	1420 kc	100 W.

FRIDAY, APRIL 3, 1931

NEW	Thomas F. Harkins Broadcasting Service Co. Upper Darby, Pennsylvania	C. P. Daytime hours	900 kc	250 W.
WSAN	Allentown Cal Pub. Co. Inc. Allentown, Pennsylvania	Mod. L. To share time with WCBA	1440	500 W.
		Present Assignment: Shares time with WCBA	1440 kc	250 W.
WCBA	B. Bryan Musselman Allentown, Pennsylvania	Mod. L. Shares with WSAN	1440 kc	500 W.
		Present Assignment: Shares with WSAN	1440 kc	250 W.
NEW	J. Milton Tuyton Uniontown, Pennsylvania	C. P. Daytime and 3 evening hours per week	620 kc	250 W.
NEW	P. F. Klingensmith and Joseph Takoch Youngwood, Pennsylvania	C. P. Daytime	1340 kc	15 W.

SATURDAY, APRIL 4, 1931

NEW	John L. Baer Westmoreland Co. Adv. Serv. Greensburg, Pennsylvania	C. P. Daytime	850 kc	1 KW

- - -

March 28, 1931

APPLICATION SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	John Magaldi, jr. Philadelphia, Pennsylvania	Requests C. P. for new station 1420 kc, 250 W. day 100 W. night, share with WILM.
NEW	G. L. Johnson Texarkana, Arkansas	Requests C. P. for new station 1500 kc, 100 W. shares with KGKB.
WALR	The Akron Broadcasting Co. Zanesville, Ohio	Requests C. P. to move studio and transmitter from Zanesville to Akron, Ohio.
WHOM	New Jersey Brdcg Corp. Jersey City, N. J.	Requests mod. of lic. to change frequency from 1450 to 1050 kc, and hours from sharing with WNJ, WKBO and WBMS to daytime until sunset on Pacific Coast.

- - -

GENERAL ORDER 103 AMENDED

The Commission on March 26 further amended General Order 103, extending the licenses of the following stations until April 30, 1931, the expiration of the current license period. These stations, for various reasons, previously had been cited in the order and given temporary licenses: KGB, WJAY, WRUF, WMRJ, WJW, WALR, WHBC, WRDL, WGCM, KRLD, KONO, KFYO, KLRA, WMBC, WBRE, WCLS, WELL, WKBO, WKBQ, WLTH, WMBJ, WWRL, KDPS, KGAR.

- - -

March 28, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	PLATTSBURGH BRDCG CO. Plattsburgh, New York	----	1310	C. P. amended.
W M A L	M. A. LEESE Washington, D. C.	630	----	Vol. assign. lic. to M. A. Leese Radio Corp.
NEW	W. H. ALLEN & CO. Alexandria, Louisiana	----	1210	C. P. amended.
W R O L	STUART BROADCASTING CORP. Knoxville, Tennessee	1310	920	C. P. change eqpt, change freq. incr. power to 250 watts, change hrs of operation FROM unlimited to sharing with W F B C.
W F B C	FIRST BAPTIST CHURCH (St. John Reynolds, Mgr) Knoxville, Tennessee	1200	920	Mod. lic. change freq. increase power to 250 watts, and change hours of operation to Sundays only, sharing with WROL, also use transmitter proposed for WROL at WROL's present transm. location, 1832 W. Cumberland Ave. Knoxville, Tennessee.
NEW	CLARENCE M. DOYLE Philadelphia, Pennsylvania	----	930	C. P. share with W I B G
W J A Y	CLEVELAND RADIO BRDCG CORP. Cleveland, Ohio	610	590	Mod. lic. change freq. to 590 kc, unlimited.
NEW	W N A T BROADCASTING CO. Natchez, Mississippi	----	1310	C. P. erect new station 100 watts, unlimited hrs.
W H F C	TRIANGLE BROADCASTERS Cicero, Illinois	1420	----	Mod. lic. change name to W H F C, Incorporated.
NEW	EDWARD FLUTOT 5 miles S. E. of Whittier, California	----	1320	C. P. erect new station 7½ watts, unlimited.
W K B N	WARREN P. WILLIAMSON, jr. Youngstown, Ohio	570	----	Req. vol. assign. to W K B N BROADCASTING CORP.
W H B	W H B BROADCASTING CO. Kansas City, Missouri	860	1120	Mod. lic. change freq. and hours of operation to unlimited.

March 28, 1931

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K F K U	UNIVERSITY OF KANSAS Lawrence, Kansas	1220	----	Mod. lic. to use WREN's transm. and incr. power to 1 kilowatt.
K I D O	BOISE BROADCAST STATION Boise, Idaho	1250	1240	Mod. lic. to change frequency
W T B O	ASSOCIATED BROADCASTING CORP. Cumberland, Maryland	1420	1010	Mod. lic. to change freq. and power to 250 watts day and night.
NEW	YORK BROADCASTING COMPANY York, Pennsylvania	----	800	C. P. amended to request 800 kc.
NEW	THE OWOSSO BRDCG CO. INC. Owosso, Michigan	----	950	C. P. erect new station unlimited hours, 1 KW.
W R B J	WOODRUFF FURNITURE CO. INC. Hattiesburg, Mississippi	1370	----	Req. vol. assign lic. to Hattiesburg Brdcg Co.
W O B T	TITTSWORTH RADIO & MUSIC CO. Union City, Tennessee	1310	----	C. P. move transm. and studio to Jackson, Tenn.
K E X	WESTERN BROADCASTING CO. Portland, Oregon	1180	----	Mod. lic. change hrs of operation to simultaneous day operation, share at night KEX 2/3 nighttime, KOB 1/3 time night.
W N Y C	CITY OF NEW YORK, DEPARTMENT OF PLANT & STRUCTURES New York, N. Y.	570	----	Mod. of lic. to increase power to 1 kilowatt.
W S F A	MONTGOMERY BROADCASTING CO. Montgomery, Alabama	1410	----	Amendment to request 780 kc, instead of 1410 kc. withdrawn.
W G B S	GENERAL BROADCASTING SYSTEM New York, N. Y.	1180	930	Mod. of lic. amended to request 250W. and hrs. not used by WAAT on 940 kc
NEW	JOHN WILBUR JONES Newburgh, New York	----	1390	C. P. erect new station 100 watts, unlimited time.
K T S L	G. A. HOUSEMAN Shreveport, Louisiana	1310	----	C. P. to move transmitter and studio to Laurel, Miss

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W R B I	OGLETHORPE UNIVERSITY Tifton, Georgia	1310	----	Mod. C. P. move transm. and studio to Oglethorpe University, Ga. make changes in eqpt and extend completion date.
W H B L	PRESS PUBLISHING CO. Sheboygan, Wisconsin	1410	----	Mod. lic. change hrs of operation to simultaneous daytime operation with KFLV, share with KFLV night.
W D G Y	DR. GEO. W. YOUNG Minneapolis, Minnesota	1180	----	Mod. lic. change hrs of operation from sharing with WHDI, limited time, to limited time.
NEW	D. M. SAYLES Gillette, Wyoming	----	1310	C. P. erect new station 100 watts, unlimited hrs.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week, the Commission received applications for license following construction permits which had previously been authorized by Commission action: K F J R, Portland, Oregon; W C F L, Chicago, Illinois; W M R J, Jamaica, New York; K T S L, Shreveport, Louisiana.

- - -

QUOTA INCREASES IN MANY STATES

A new tabulation of the distribution of broadcast facilities was released at the Commission this week. This set of figures shows conditions in all the states as they stood on March 3, 1931. A comparison of this information with the tabulation issued August 19, 1930, shows increases in quota units for the following states: FIRST ZONE - New York, 0.55; New Jersey, 0.32; Maryland, 0.30; Vermont, 0.20. SECOND ZONE - Pennsylvania, 0.57; Michigan, 0.40; West Virginia, 1.25. THIRD ZONE - Alabama, 1.55; Oklahoma, 1.25; Mississippi, 0.30. FOURTH ZONE - Illinois, 0.85; Missouri, 0.15; Indiana, 1.51; Wisconsin, 0.92; Iowa, 0.38; Kansas, 0.10; Nebraska, 1.40; North Dakota, 0.12. FIFTH ZONE - Montana, 0.10; Idaho, 0.35. Reductions were shown for the following four states: Connecticut, 0.12; Ohio, 0.10; California, 1.0; Colorado, 0.10. The complete tabulation, as issued by the Commission, is made a part of this BULLETIN.

- - -

FEDERAL RADIO COMMISSION
Washington, D. C.

March 26, 1931

TABULATION OF QUOTA FIGURES AS OF MARCH 3, 1931

ZONE 1	Total		Net amount over or under Quota	
State	Due	Assign.	± Units	± %
N.Y.	35.10	39.20	+ 4.10	+ 12
Mass.	11.85	10.08	- 1.77	- 15
N.J.	11.21	11.53	+ 0.32	+ 2
Md.	4.56	4.10	- 0.46	- 10
Conn.	4.46	3.50	- 0.96	- 21
P.R.	4.32	0.60	- 3.72	- 86
Maine	2.22	2.00	- 0.22	- 10
R.I.	1.91	1.40	- 0.51	- 27
D.C.	1.33	1.30	- 0.03	- 2
N.H.	1.31	0.20	- 1.11	- 85
Vt.	1.00	0.50	- 0.50	- 50
Del.	0.67	0.70	+ 0.03	+ 5
V.I.	0.06	0.00	- 0.06	-100
Total	80.00	75.11	- 4.89	- 6

ZONE 2	Total		Net amount over or under Quota	
State	Due	Assign.	± Units	± %
Pa.	27.64	19.74	- 7.90	- 29
Ohio	19.05	18.45	- 0.60	- 3
Mich.	13.88	11.30	- 2.58	- 18
Ky.	7.54	7.62	+ 0.08	+ 1
Va.	6.94	9.50	+ 2.56	+ 37
W.Va.	4.95	4.85	- 0.10	- 2
Total	80.00	71.46	- 8.54	- 11

ZONE 3	Total		Net amount over or under Quota	
State	Due	Assign.	± Units	± %
Texas	16.22	22.77	+ 6.55	+ 40
N.Car.	8.83	7.82	- 1.01	- 11
Ga.	8.09	7.60	- 0.49	- 6
Ala.	7.39	6.05	- 1.34	- 18
Tenn.	7.29	13.00	+ 5.71	+ 78
Okla.	6.67	9.00	+ 2.33	+ 35
La.	5.83	8.50	+ 2.67	+ 46
Miss.	5.60	2.90	- 2.70	- 48
Ark.	5.17	4.40	- 0.77	- 15
S.Car.	4.82	1.70	- 3.12	- 65
Fla.	4.09	8.35	+ 4.26	+104
Total	80.00	92.09	+12.09	+ 15

ZONE 4	Total		Net amount over or under Quota	
State	Due	Assign.	± Units	± %
Ill.	22.50	33.65	+ 11.15	+ 49
Mo.	10.72	12.15	+ 1.43	+ 13
Ind.	9.53	7.58	- 1.95	- 20
Wisc.	8.66	8.25	- 0.41	- 5
Minn.	7.59	9.01	+ 1.42	+ 19
Iowa	7.30	13.00	+ 5.70	+ 78
Kans.	5.56	4.91	- 0.65	- 12
Nebr.	4.08	7.23	+ 3.15	+ 77
S.Dak.	2.04	3.41	+ 1.37	+ 67
N.Dak.	2.02	2.42	+ 0.40	+ 19
Total	80.00	101.61	+ 21.61	+ 27

ZONE 5	Total		Net amount over or under Quota	
State	Due	Assign.	± Units	± %
Calif.	36.85	38.53	+ 1.68	+ 4
Wash.	10.16	15.92	+ 5.76	+ 57
Colo.	6.74	9.42	+ 2.68	+ 40
Ore.	6.19	8.41	+ 2.22	+ 36
Mont.	3.48	3.00	- 0.48	- 14
Utah	3.27	6.60	+ 3.33	+102
Idaho	2.89	2.60	- 0.29	- 10
Ariz.	2.83	2.60	- 0.23	- 8
N.Mex.	2.77	2.37	- 0.40	- 14
Hawaii	2.39	1.60	- 0.79	- 33
Wyo.	1.46	0.20	- 1.26	- 86
Nev.	0.59	0.80	+ 0.21	+ 35
Alaska	0.38	1.00	+ 0.62	+163
Total	80.00	93.05	+13.05	+ 16

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

April 4, 1931

FOUR LITTLE WORDS

The hue and cry about General Orders Nos. 92 and 102 emanates almost entirely from the Federal Radio Commission's interpretation of four little words in the Davis Amendment - "as nearly as possible."

The National Association of Broadcasters opposed enactment of the Davis Amendment although it favored an equitable distribution of broadcasting facilities throughout the United States. The Association felt that the Commission should make an equitable distribution of its own volition. Congress felt that a legislative mandate was necessary.

But Congress never intended that the Davis Amendment should be construed to give each State a virtual right to its mathematical share of the whole. Congress intended that the Amendment should be elastic when it came to distribution of facilities within each of the five zones. To this end the words "fair and equitable" and "as nearly as possible" were used. Such phrases must be liberally construed.

General Orders Nos. 92 and 102 attempt to give precision to the Davis Amendment which was never intended and sooner or later their validity will be attacked in the courts. In fact the basis for their attack is now laid in several cases. And it is interesting to note that the court has never commented upon these orders in any of its opinions since their promulgation.

- - -

FOUR LIGHTS CASE

[illegible] and any - out [illegible] General Orders Nos. 32 and 100 emerging almost [illegible] from the Federal Radio Commission's interpretation of four lights [illegible] in the Irish amendment - "as nearly as possible."

The National Association of Broadcasters proposed amendment of the Irish amendment either: it proposed as possible in interpretation of broadcasting facilities throughout the United States. The Association felt that the Commission should make an equitable distribution of its own volition. Congress felt that [illegible] in letting matters was necessary.

But Congress never intended that the Irish Amendment should be construed to give each State a virtual right to its authorization share of the whole. Congress intended that the Amendment should be effective when it came to distribution of facilities within each of the fifty states. In this and the words "fair and equitable" and "as nearly as would let" were used. Each [illegible] is literally construed.

General Orders Nos. 32 and 100 attempt to give precedence to the [illegible] which are never intended but result in lower fidelity [illegible] in the course. In view the Irish Act is an attack in [illegible] and it is interesting to note that the Court has [illegible] more in keep of its opinions since their second action.

April 4, 1931

CENSUS FIGURES ANNOUNCED

Radio receiving set census figures for 11 states and the District of Columbia have been announced by the Bureau of Census since the first of the year. The figures in the order released are as follows:

STATE	NUMBER OF FAMILIES-1930	PERSONS PER FAMILY-1930	FAMILIES HAVING RECEIVING SETS NUMBER	FAMILIES HAVING RECEIVING SETS P. C.
New Hampshire	119,660	3.9	53,111	44.4
Delaware	59,295	4.0	27,183	45.8
Vermont	89,439	4.0	39,913	44.6
Alabama	592,530	4.5	56,491	9.5
Arizona	106,630	4.1	19,295	18.1
Arkansas	439,408	4.2	40,248	9.2
Colorado	268,531	3.9	101,376	37.8
District of Columbia	126,014	3.9	67,880	53.9
Florida	377,823	3.9	58,446	15.5
Utah	116,254	4.4	47,729	41.1
Iowa	636,905	3.9	309,327	48.6
North Dakota	145,382	4.7	59,352	40.8

The official releases of the Bureau contain similar figures for all cities and counties in the states given.

- - -

NEWSPAPERS STANDARDIZE DATA

New standard market and newspaper data forms were recently mailed jointly by the Bureau of Advertising, A. N. P. A. and the American Association of Advertising Agencies to all publishers and special representatives of daily and Sunday newspapers in the United States and Canada. These forms are a simplified combination of the Standard Newspaper Data Form, first sponsored by the American Association of Advertising Agencies in May, 1930, and the Standard Market Survey, previously developed by the Bureau of Advertising. These forms provide newspaper publishers with a uniform arrangement for furnishing to space buyers information about newspapers and the markets they cover. A modified form, similar to that used by newspapers, might well be adapted to radio broadcasting use and the NAB intends to give careful study to the project.

- - -

April 4, 1931

WGBS READY WITH TELEVISION

Station WGBS, New York, has announced that it will be prepared to commence its sound and sight broadcasts in cooperation with W2XCR on April 5. The visual and sound stations will be synchronized. If the broadcasts are successful a daily schedule will be maintained.

- - -

NFRA-RWA FAVOR HIGH POWER

At the recent convention held at Indianapolis, the National Federation of Radio Associations and the Radio Wholesalers' Association adopted several important resolutions. Among these are the following:

"That standard practices for radio advertising be adopted."

"That the Associations request the Federal Radio Commission to grant applications to leading stations for maximum powers of 50 Kilowatts or higher."

"That the Associations pledge their support and seek the cooperation of the trade to the end that they will be fully advised on any threatened radio legislation."

"That Congress be respectfully requested to withhold passage of pending legislation awarding 15 per cent of radio wave lengths to colleges and educational institutions, as long as the requirements of these institutions are adequately met by vocational assignments of time by stations."

- - -

BROADCASTERS ASKED TO JOIN

The National Advisory Council on Radio in Education this week mailed its first official bulletin to all broadcasting stations. The bulletin sets forth the reasons for the Council's existence and an outline of its general plans. The Council was formed in 1930 for the purpose of organizing educational programs that are sound as to contents and good broadcasting as well. Another objective is the assembly and dissemination of basis information about the fundamental problems of broadcasting. Its active members represent the educational world, government and the general public. One of its committees is made up entirely of operating broadcasters to whom the Council will look for suggestions and advice on broadcasting problems. The Council is <u>not</u> affiliated with the National Committee on Education by Radio which is advocating that 15 per cent of all facilities be set aside for educators. There are no dues for membership in the Council. Broadcasters might well cooperate with the Council by furnishing information and subscribing for associate membership.

- - -

NO ACTION ON G. O. 106

The Commission has not yet taken any action on the suggestions filed by the NAB for clarification of General Order No. 106, making the keeping of program and studio logs compulsory. The suggestions have been referred to the legal and engineering divisions for study.

- - -

April 4, 1931

ARLISS DISCUSSES TEACHING

"I always try to avoid teaching an audience anything - or at any rate I make a great effort not to be found out," George Arliss, distinguished actor and star of "Old English," "Disraeli" and other plays, wrote in an article printed in The Atlantic Monthly. "For it is well known in my business that the public will run a mile from a theater if they think there is going to be any attempt made to teach them anything."

- - -

CENSORSHIP INVESTIGATED

The American Civil Liberties Union is circularizing broadcasting stations for the purpose of gathering data on censorship. The purpose of the survey, the Union states, is as follows:

"This reversal of the American tradition of civil liberty can be met only by uniting those forces which will fight for orderly progress through freedom of opinion. The reaction to long-continued suppression is violence. This organization is dedicated to the principle of progress by orderly methods. We hold no brief for any particular cause. We are not identified with any 'ism'. We fight for all whose liberties are at stake."

The explanation adds that the survey will include other fields of publication and motion pictures, post office interference and the padding of school textbooks as well as radio.

- - -

AND NOW FOR THE FACTS

The Radio Committee of the A. N. P. A. has sent questionnaires to all newspapers with a view to ascertaining how newspapers in different parts of the country regard broadcasting competition. The Committee apparently is seeking facts upon which a definite policy can be recommended in its reports to the A. N. P. A. at its Spring meeting. The Committee wants to know the attitude of newspapers with respect to the broadcasting of news and also with respect to competition for advertising accounts.

- - -

BROADCASTING A PUBLIC UTILITY

Commissioner Ira E. Robinson made public a memorandum this week in which he declared that broadcasting is a "public utility, open to free speech - belonging to all not to the few."

"I have always favored better uses of radio than mere commercialism," he declared. "The Federal radio law is based on the public utilities concept." "To my mind," he added, "the radio is the voice of the public and it ought to be used in an educational and uplifting way, as well as in commercial use, just as the natural voice is used for various purposes. Undoubtedly there is a field for radio commercialism."

- - -

April 4, 1931

EXPERIMENTAL AUTHORITY APPEALED

Following special authorization of the Commission to Stations WHP, Harrisburg, Pa.; WCAH, Columbus, Ohio; WHEC, Rochester, and WOKO, Albany, New York, experimentally to operate simultaneously on 1430 kilocycles, the Rines Hotel Company, applicant for a new station on 1430 kilocycles at Manchester, New Hampshire, filed an appeal with the District of Columbia Court of Appeals. The Rines Hotel Company requested the Court to grant a stay order restraining the Commission from permitting the four stations to proceed with the proposed experiment of precise frequency control on 1430 kilocycles, on the ground that there was pending before the Commission an examiner's report recommending the granting of the hotel company's application.

The proposed experimental operation of the four stations is favorably regarded by the Commission's engineering staff. It is hoped that by precisely controlling the frequency, and by carrying substantially the same programs at night, the stations will produce a good, clear signal within a radius of 35 or 40 miles, and that any difference in frequency among the stations will be inaudible and therefore unobjectionable.

The equipment which these stations propose to use will cost $1800 per station, and is guaranteed by the manufacturer to hold the frequency within a maximum deviation of 25 cycles or less, without the aid of connecting land lines.

The experiment is regarded as a progressive step and should produce data of value to the broadcasting industry. Commission engineers regard the test as a necessary supplement to present synchronization tests, in which connecting land lines are used to transmit a basic frequency, and it is pointed out that if this test is successful, it may become feasible to accommodate more stations and thus increase the service to the public.

Each of the four stations is affiliated with the Columbia Broadcasting System. It is pointed out by Columbia that the experiments are not being conducted under the auspices of its engineering staff, but independently by the stations themselves, although in handling the matter with the Commission the stations received assistance and advice from the Washington office of Columbia.

If the test is conducted, broadcasters will watch the results with interest, as it may open the way for improvement of the status of many other stations.

- - -

RADIO LAW JOURNAL READY

General Orders of the Commission and a complete digest of Reports of Examiners of the Commission have been compiled and will be published in the forthcoming issue of the Journal of Radio Law. The first issue of the publication will be off the press within the next week or ten days. The Journal is being published under the auspices of the Air Law Institute and stations desiring to subscribe should communicate with the Institute at 357 East Chicago Avenue, Chicago, Illinois. The price is $5.00 per year.

- - -

[illegible]

[illegible] AUTHORITY [illegible]

[illegible] official authorization of the Commission to [illegible] Dam, Harrison, Ten Mile Creek, Columbia, Ohio; Tiffin, Sandusky, and Wabash, Indiana, Dam [illegible] respectively to operate simultaneously on 1400 kilovolts, the Ohio River Power Company, applied for a new station on 1400 kilovolts at Lawrenceburg, Dam [illegible] Indiana, filed an appeal with the District of Columbia Court of Appeals. The United States Court of Appeals remanded the Court to grant a stay order restraining the Commission from publishing the four stations to proceed with the proposed [illegible] of transmission facilities operated on 1400 kilovolts. On the ground that [illegible] would differ the Commission an equitable report recommending the [illegible] of the radial connection application.

The normal interconnected operation of the four stations in Dayton, [illegible] Columbia, Indianapolis and Tiffin is based upon the [illegible] conditions: the first, by carrying, and by carrying additional the area [illegible] which, the stations will produce a good, clear signal within a radius of 50 miles, and that any difference in frequency among the stations will [illegible] interfere with their independently.

The equipment which these stations present to the will cost $1400 per [illegible] and is guaranteed by the manufacturers to hold the frequency within [illegible] variation of 2% cycles or less, without the aid of automatic frequency [illegible]

The equipment is regarded as a proven entity and should produce [illegible] to the broadcasting industry. Examination indicates proved the [illegible] equipment equipment to present interconnection tests, in which conducting [illegible] lines are used to transmit a basic frequency, and it is placed out that [illegible] test is successful, it may become feasible to recommend more stations [illegible] increase the service to the public.

Each of the four stations is affiliated with one Columbia Broadcasting [illegible] Dayton. It is pointed out by Columbia that its engineers are not [illegible] to under the studies of its or [illegible] staff. Not independently [illegible] radiation discussions. Although it doubtful the Commission will [illegible] stations required reference and service from the Federal [illegible]

If the test is conducted, broadcasters will watch the results [illegible] it may open the way for improvement of the service of many [illegible]

- - -

[illegible] AUTHORITY

[illegible]

April 4, 1931

EXAMINER'S REPORTS

In re application of Leon P. Tenney, Hayward, Calif. (KZM) for renewal of license. Docket 1115. Report 118. Examiner Hyde recommends denial of application.

In re application of W. E. Riker, Holy City, Calif.(KFQU) for renewal of license. Docket 1116. Report 119. Examiner Walker recommends denial of application.

In re application of Delta Broadcasting Co. Vicksburg, Miss. (WQBC) for construction permit and modification of license to increase power to 500 watts and change hours of operation from daytime to unlimited. Docket 998. Report 120. Examiner Pratt recommends denial of both applications.

In re application of Vernon Wright, jr. Mauston, Wisconsin, for construction permit to erect new station on 1500 kc with 100 watts and unlimited time. Docket 1007. Report 121. Examiner Pratt recommends denial of application.

In re application of Howell L. Westbrook, Pine Bluff, Ark. for construction permit to erect new station on 1310 kc with 100 watts and unlimited time. Docket 1026. Report 122. Examiner Pratt recommends denial of application.

In re application of Union Bank & Trust Co. Los Angeles, Calif. (KELW) to voluntarily assign license to California Broadcasting Co. Ltd, Docket 981. Report 124. Examiner Pratt recommends denial of application.

In re application of Earl L. White, Los Angeles, Calif. (KELW) for modification of license to change frequency to 710 kc, and change hours of operation from sharing with KTM to sharing with K P S N. Docket 962. Report 124. Examiner Pratt recommends denial as in the case of default.

In re application of Pickwick Broadcasting Corporation, Los Angeles, Calif. (KTM) for modification of license to change hours of operation from sharing with KELW to unlimited time. Docket 960. Report 124. Examiner Pratt recommends granting of application.

In re application of R. S. McMillan, Beverly Hills, Calif. (KMPC) for renewal of license. Docket 964. Report 124. Examiner Pratt recommends granting of application.

In re application of R. S. McMillan, Beverly Hills, Calif. (KMPC) for modification of license to change frequency to 780 kc and change hours of operation from limited to unlimited time. Docket 976. Report 124. Examiner Pratt recommends denial of application.

In re application of KFQW, Inc. Seattle, Wash. (KFQW) for renewal of license. Docket 1040. Report 125. Examiner Hyde recommends denial of application.

In re application of Norman R. Hoffman, Harrisburg, Penn. (WCOD) for construction permit to increase power to 250 watts, daytime. Docket 1101. Report 126. Examiner Yost recommends denial of application.

In re application of KTAR Broadcasting Co. Phoenix, Ariz. (KTAR) for modification of license to increase power to 1 KW. Docket 1079. Report 127. Examiner Hyde recommends that an order be entered dismissing the application.

EXAMINERS' REPORTS (Continued)

In re application of Scranton Broadcasters, Inc. Scranton, Penn. (WGBI) for modification of license to increase power to 500 watts. Docket 1029. Report 128. Examiner Pratt recommends denial of application.

- - -

ACTION ON EXAMINERS' REPORTS

The following action on Examiners' Reports was taken by the Commission during the current week.

NEW Ex.Rep. #72	John R. Sylvester Derry, Pa.	C. P. 1500 kc, 100 watts, unlimited hours of operation - denied, sustaining Examiner Pratt.
W8XK Ex.Rep. #76	Westinghouse E. & M. Co. E. Pittsburgh, Pa.	Denied Mod. of station license to authorize relay broadcasting of regular sustaining and commercial programs - Sustaining Examiner Yost.
NEW Ex.Rep. #82	Brumbaugh & Houser Irown, Pa.	Denied C. P. 850 kc, 100 watts, unlimited hours of operation. Reversing Examiner Yost.
WIBM Ex.Rep. #79	C. L. Carrel Jackson, Michigan	Denied Mod. of license to change frequency from 1370 to 1200 kc, and hours of operation from sharing with WJBK to unlimited. Sustaining Examiner Pratt.
NEW Ex.Rep. #71	G. C. Crawford Haynesville, Louisiana	Denied C. P. 1120 kc, 10 watts, daytime hours. Sustaining Examiner Pratt.
WLEX Ex.Rep. #85	Carl S. Wheeler d/b as Lexington Air Stations Lexington, Mass.	Granted according to Yost report; under agreement reached by parties in interest at the hearing.
WSSH Ex.Rep. #85	Tremont Temple Baptist Church Boston, Mass.	Granted according to Yost report; under agreement reached by parties in interest at the hearing.
NEW Ex.Rep. #75	R. G. Hendrix, C. A. York, L. A. Barrow, d/b as High Point Brdcg Co. High Point, N. C.	Denied C. P. 1500 kc, 100 watts, unlimited hours. Sustaining Examiner Pratt.
NEW Ex.Rep. #75	Wayne M. Nelson High Point, N. C.	Denied C. P. 1200 kc, 100 watts, unlimited hours of operation. Sustaining Examiner Pratt.
WRBL Ex.Rep. #78	David Parmer Columbus, Georgia	Denied C. P. to change frequency from 1200 kc to 1240, and increase power to 500 watts unlimited time. Sustaining Examiner Yost.

ACTION ON EXAMINERS REPORTS (Continued)

NEW Ex.Rep. #67	Milburne O. Sharpe & Robert T. Smith, d/b as Radio Station WMNT Middlesboro, Kentucky	Denied C. P. 1420 kc, 100 watts, unlimited time. Sustaining Examiner Pratt.
NEW Ex.Rep. #68	Harlan Radio Brdcg Co. Inc. Harlan, Kentucky	Denied C. P. 1210 kc, 100 watts, unlimited hours. Sustaining Examiner Pratt.

- - -

BUSINESS RULES REVIEWED

The Federal Trade Commission this week announced that it had completed its task of reviewing the rules of business practice adopted by nearly 80 industries at trade practice conferences held at various times. These rules relate generally to practices and methods in doing business that the industry believes are opposed to economic principles or to fairness, or ethics, or good morals, although such practices or methods are not required by law. Rules for each industry will be announced separately in the future.

- - -

SKY WAVE TROUBLESOME

Trouble with sky wave interference is slowing up progress with synchronization, according to Dr. C. B. Jolliffe, chief engineer of the Commission, and Dr. C. W. Horn, general engineer of the NBC.

Change in antenna design to curtail the emitted sky-wave and emphasize the ground-wave is one of the necessities that is evident as a result of the experiments thus far, Dr. Jolliffe declared.

"We haven't mastered the problem entirely," says Dr. Horn, "but we know we are on the right track. We just haven't reached the terminal."

The synchronization experiments conducted between WJZ and WEAF in New York and WTIC, Hartford, and WBAL, Baltimore, show that the service areas of the stations can be covered without interference and that the principal trouble is resulting from the sky wave. Both engineers seem to be encouraged with results.

- - -

TELEVISION ON SHORT WAVES

John V. L. Hogan, radio engineer and Chairman of the NAB engineering committee, has requested the Commission to grant Station W2XAR, Long Island, a license to conduct television experiments above 40,000 kilocycles.

- - -

[illegible] SECTORS (Continued)

[illegible] Sector 4
[illegible]
[illegible]
[illegible] Kentucky

Donald C. E. [illegible] Inc. 100 [illegible] and time. Establishing [illegible]

[illegible] Radio Order Co. Inc.
[illegible] Kentucky

Donald C. E. [illegible] Inc. 100 [illegible] and horns. Establishing the [illegible]

- - -

[illegible] BUREAU SURVEYS

[illegible] Radio Corporation this week announced that it has completed its [illegible] under the rules of business practice adopted by [illegible] radio conferences held at various times. These rules [illegible] practices and methods in doing business that the industry believes [illegible] to comply with principles or to fairness, or ethics, or good [illegible] trade or methods are not specified by law. Rules for each business [illegible] and properly in the future.

- - -

[illegible] CONFERENCE

[illegible] with the [illegible] conference is closing on previous with [illegible] according to Mr. O. B. Hanlite, chief engineer of the Commission, [illegible] several engineers of the BTC.

[illegible] in radios design to control the emitted energy and [illegible] interference is one of the necessities that is evident at a [illegible] time for Dr. Hanlite designed.

"We haven't measured the [illegible] entirely," said Mr. Hanlite, [illegible] to the right track. "We just haven't reached the terminal."

The experimentation experiments conducted between NBC and CBS in the [illegible] and CBS, Hartford, and CBS, Baltimore, show that the station [illegible] can be received without interference and that the principal [illegible] from the city area. Both engineers seem to be concerned with [illegible].

- - -

[illegible] ON SHORT WAVES

John F. E. Brown, radio engineer and Chairman of the NBC engineering [illegible], has requested the Commission to grant Station KGEA, Tacoma, Washington, [illegible] to conduct television experiments above 40,000 kilocycles.

- - -

April 4, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
W O A I	Southern Equipment Co. San Antonio, Texas	Granted C. P. to install auxiliary transmitter 2½ KW composite design to be located at Navarro and N. St. Mary's Sts. San Antonio.
K L Z	The Reynolds Radio Co. Inc. Denver, Colorado	Granted authority for direct measurement of antenna input.
K J R	Northwest Broadcasting System Inc. Seattle, Washington	Granted mod. of C. P. to extend commencement date from 1/22/31 to date of final decision of Court of Appeals, D. C. on Docket 5335, and extend completion date from 4/22/31 to 3 months after final decision of Court on appeal of Fisher's Blend Station.
W H A D	Marquette University Milwaukee, Wisconsin	Granted Mod. of C. P. to extend completion date to 3/20/31.
W L B C	Donald A. Burton Muncie, Indiana	Granted Mod. of C. P. to move transmitter locally in Muncie and change antenna description.
W P S C	The Pennsylvania State College State College, Pa.	Granted mod. of lic. to increase time from daytime under G. O. 41 to include night operation after other stations on 1230 have signed off; i.e. WNAC, WFBM & WSBT.
K W W G	The Brownsville Herald Pub. Brownsville, Texas	Granted Mod. C. P. ext. comp. date to 3/31/31.
K F P W	Southwestern Hotel Co. Fort Smith, Arkansas	Granted spec. auth. to operate until midnight April 1 and 2.
W O K O	Hudson Valley Brdcg Co. Albany, New York	Granted con. to vol. assign C. P. to WOKO, Inc.
W O K O	WOKO, Inc. Albany, New York	Granted con. to conduct further tests until April 30th.
W E H C	Emory & Henry College Emory, Virginia	Granted auth. to change freq. from 1200 kc with 100 watts, 250 watts LS to 1350 kc with 500 watts and daylight operation only.
W A L R	Roy W. Waller Zanesville, Ohio	Granted mod. lic. to move studio and transmitter locally.

[illegible] DO [illegible]

Initiative applications were received by the [illegible] the previous current month:

[illegible]	NAME OF APPLICANT	[illegible]
[illegible]	Southern Equipment Co. San Antonio, Texas	Grantee C. P. to [illegible] specifications [illegible] at [illegible] and [illegible] San Antonio.
[illegible]	The Riverside Radio Co. Inc. Denver, Colorado	Granted authority for [illegible] of antenna [illegible].
[illegible]	Southwest Broadcasting Service Inc. Orlando, Florida	Granted mod. of C. P. to extend commencement date from [illegible] to date of final decision of Court of Appeals, D. C. on Docket 9[illegible], and extend completion date [illegible] to 2 months after final decision of Court or receipt of Figure [illegible] Application.
[illegible]	Evangeline Broadcasting Company, Incorporated Alexandria, Louisiana	Granted mod. of C. P. to extend completion date to [illegible].
[illegible]	Donald A. Burton Bend, Oregon	Granted mod. of C. P. to move transmitter locally in Bend on [illegible] antenna description.
[illegible]	The Tennessee State College Nashville, Tennessee	Granted mod. of lic. to increase [illegible] power [illegible] and to install [illegible] antenna [illegible] [illegible]
[illegible]	The Brownsville Herald Pub. Co. Brownsville, Texas	Granted mod. C. P. [illegible] to [illegible].
[illegible]	Southwestern Metal Co. Fort Smith, Arkansas	Granted oper. auth. to operate unit [illegible] at Ames I and II.
[illegible]	Kansas Valley Broad Co. Abilene, New York	Granted con. to sol. assign C. P. to [illegible], Inc.
[illegible]	[illegible], Inc. Albany, New York	Granted con. to assign [illegible] [illegible]
[illegible]	Henry J. Kaiser Co. Honolulu, Hawaii	Granted mod. to change freq. to [illegible] kc with 100 watts, D.C. [illegible] 15 to [illegible] kc with [illegible] watts and [illegible] [illegible].
[illegible]	Roy H. Collins Kennewick, Ohio	Granted mod. lic. to move studio and transmitter locally.

APPLICATIONS GRANTED (Continued)

CALL	NAME OF APPLICANT	NATURE OF ACTION
K G F F	D. R. Wallace Alva, Oklahoma	Granted con. to vol. assign to KGFF Broadcasting Co. Inc.
W M C	Paul Dillard & Enoch Brown, as receivers, Memphis, Tennessee	Granted con. to invol. assign to Memphis Commercial Appeal, Inc.
W L E X	Bay State Broadcasting Co. Lexington, Mass.	Granted C.P. move trans. from Lexington, to Dorchester Street, Quincy, Mass.
W S P A	Virgil V. Evans, trading as The Voice of South Carolina Spartanburg, S. C.	Granted C. P. move studio and transmitter locally.

- - -

LICENSE APPLICATIONS GRANTED

During the current week, the Commission granted applications for license covering previously authorized construction permits, to the following stations: WQDM, St. Albans, Vermont; KTAF, San Antonio, Texas; WMSV, Alexandria, Virginia; WFOX, Brooklyn, N. Y.; WHBF, Rock Island, Illinois; WRAF, LaPorte, Ind. WAWZ, Zarephath, New Jersey.

- - -

CONSTRUCTION PERMITS GRANTED

During the current week, the Commission granted applications for construction permits to the following stations, authorizing the installation of new transmitters, or changes in present transmitters: KUJ, Walla Walla, Washington; WSAR, Fall River, Mass.; KFPW, Fort Smith, Arkansas; WLTH, Brooklyn, N. Y.; WLBG, Petersburgh, Va.; KGDM, Stockton, Calif.; WHFC, Cicero, Illinois; WKBB, Joliet, Illinois; WBRE, Wilkes Barre, Penn.; WCAP, Asbury Park, N. J.; KXL, Portland, Oregon.

- - -

SCREEN ADVERTISING POLICY

Anticipating the growth of motion pictures as an advertising medium, the Committee on Screen Advertising of the American Association of Advertising Agencies has adopted a resolution saying that public acceptance of screen advertising can best be obtained "by maintaining a high degree of quality in the production of such films and by avoiding any undue emphasis upon advertising per se as might intrude distastefully upon the entertainment or education element of a picture or program."

- - -

April 4, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission during the current week;

NEW	York Broadcasting Co. York, Pa.	Requests C. P. for new station, 800 kc, 5 KW daytime.
NEW	Palmer K. Leberman & Lois C. Leberman, d/b as Radio Distributing Co. Honolulu, T. H.	Requests C. P. 1420 kc, 100 watts, unlimited time. Also install automatic frequency control to use K F Q W's facilities.
NEW	Clarence M. Doyle Philadelphia, Pa.	Requests C. P. 930 kc, 250 watts share with W I B G.
NEW	W. S. Shrode & A. E. Stewart d/b as Shrode and Stewart Rockport, Ind.	Request C. P. 1420 kc 100 watts, unlimited. (But in accordance with G. O. 105).
NEW	William J. Hays Portsmouth, Ohio	Requests C. P. 1310 kc, 100 watts, unlimited.
NEW	Joseph E. Finch & Curtis P. Ritchie Trinidad, Colorado	Requests C. P. 1420 kc, 100 watts, unlimited.
NEW	Kenneth Aubrey Taylor Boston, Mass.	Requests C. P. 1500 kc, 100 watts night; 250 watts day, share with W L O E.
K C H L	Northwestern Auto Supply Co. Billings, Montana	Requests C. P. to move studio from outside of Billings; make changes in equipment, increasing max. rated power of eqpt to $2\frac{1}{2}$ KW and incr. day power to 2 KW.
W O W	Woodmen of the World Life Ins. Association Omaha, Nebraska	Requests C. P. to install new eqpt, incr. max. rated power of eqpt from 1 to 5 KW and incr. licensed power to 5 KW.
W C L O	WCLO Radio Corp. Janesville, Wisconsin	Requests C.P. make changes in eqpt; incr. day power to 250 watts.
W G B S	General Broadcasting System New York, N. Y.	Requests mod. lic. change freq. to 930 kc change power to 250 W.; incr. operating hours from limited time to hrs not used by WAAT on 940 kc.
NEW	T. F. Zemla Pontiac, Michigan	Requests C. P. new station 1210 kc, 100 watts unlimited time.
NEW	Ozark Radio Corp. Carterville, Missouri	Requests C. P. new station 1420 kc, 100 watts, day, hours not used by WMBH.
NEW	Plattsburgh Broadcasting Co. Plattsburgh, N. Y.	Requests C.P. erect new station 1310 kc, 100 watts day.

AFFILIATED SEC FOR TRADE

The following applications have been received for broadcast by the Commission during the current week:

[illegible]	[illegible] Broadcasting Co. [illegible]	Requests C. P. for new station, [illegible] kc [illegible] watts.
[illegible]	[illegible] T. Coleman & Dale C. [illegible] [illegible]	Requests C. P. 1420 kc, 100 watts, [illegible] limited time. Also license renewal [illegible]
[illegible]	[illegible] Charles H. Tuple [illegible]	Requests C. P. 550 kc, 500 watts [illegible]
[illegible]	[illegible] A. B. Stewart [illegible]	Requests C. P. 1420 kc 100 watts, [illegible]
[illegible]	[illegible] Eldon T. Tuve [illegible]	Requests C. P. 1420 kc, 100 watts, [illegible]
[illegible]	[illegible] Frank C. Clarke [illegible]	Requests C. P. 1420 kc, 100 watts, [illegible]
[illegible]	[illegible] Fox in Action Series [illegible]	Requests C. P. 1500 kc, 100 watts [illegible]
[illegible]	[illegible] Hillsboro, Kansas	Requests C. P. to move studio [illegible]
[illegible]	[illegible] Kansas City, Missouri	Requests C. P. 1420 kc, 100 watts [illegible]
[illegible]	[illegible] Dansville, Kentucky	Requests C. P. [illegible]
[illegible]	[illegible] Broadcasting System [illegible]	Requests [illegible]
[illegible]	[illegible] Dallas, Texas	Requests C. P. [illegible]
[illegible]	[illegible] Corp. [illegible]	Requests C. P. [illegible]
[illegible]	[illegible] Broadcasting Co. [illegible]	Requests C. P. [illegible]

APPLICATIONS SET FOR HEARING (Continued)

K E C A	Pacific Development Radio Co. Los Angeles, Calif.	Requests C. P. to move to KFI location and use KFI transmitter if KFI given permission to move and use 50 KW; to use KFI facilities.

- - -

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, April 6, 1931. All hearings commence at 10 a.m.

WEDNESDAY, April 8, 1931

KECA	Pacific Development Radio Co. Los Angeles, Calif.	C. P. Unlimited Time	1430 kc	1 KW 2½ KW LS
		Present Assignment:	1430 kc Unlimited time	1 KW
		(Applicant also requests authority to move to present location of Station KFI and to use present 5 KW KFI transmitter, which is being replaced by 50 KW transmitter.)		
KPWF	Pacific Western Broadcasting Federation, Ltd Pasadena, Calif.	2 applications Mod. C. P.	1490 kc Unlimited time	To be determined
		Mod. C. P.	6080, 15250, 21500 kc	15 KW
NEW	Pioneer Mercantile Co. Bakersfield, Calif.	C. P. Unlimited time	1490 kc	5 KW

THURSDAY, April 9, 1931

W C O A	City of Pensacola	C. P. Unlimited time	1340 kc	1 KW
		Present Assignment:	1340 kc Unlimited time	500 W.

April 4, 1931

HEARING CALENDAR (Continued)

THURSDAY, April 9, 1931 (continued)

WGCM	Great Southern Land Co. Gulfport, Mississippi	C. P.	1470 kc	5 KW
		Full time day; share time with WLAC at night.		
		Present Assignment:	1210 kc	100 W. Unlimited time
NEW	A. B. Murray & T. P. Singletary Baton Rouge, Louisiana	C. P.	1500 kc	100 W.
		Unlimited time		
NEW	Wm O. Ansley, jr. Abilene, Texas	C. P.	1420 kc	100 W. 250 W. LS
		Unlimited time		

- - -

HIGH POWER ARGUMENT APRIL 14

A free-for-all argument on the high power question is scheduled before the Commission on April 14, the date set for hearing exceptions to the Yost report granting 50 KW to certain clear channel stations. Thirteen stations, whose applications for 50 KW were rejected, have excepted to the report and the Commission last week indicated that organizations not parties to the original proceedings could appear and offer arguments. The Commission, by formal action, authorized certain educational interests to appear and offer arguments on April 14 and undoubtedly similar authority will be granted to a newly-organized group of dissatisfied broadcasters. In granting permission to appear the Commission failed to indicate whether or not those who were not parties to the original proceedings would be limited to the scope of the record made during the hearing.

- - -

COMMISSION WRITING OPINIONS

The Commission this week handed down written opinions stating reasons for its official action in two cases. Only in one previous case has the Commission rendered an opinion in writing. In the opinions this week,the application of Station KCRC, Enid, Okla. for the frequency of Station KFJF, Oklahoma City, Okla. was denied and the application of the latter station for authority to complete certain construction work was granted. The Couzens Communications bill and the White bill, which died with the last session of Congress, contained provisions requiring the Commission to prepare written opinions.

- - -

COMMISSION IN RECESS

The Commission will not hold regular meetings next week although routine matters will be acted upon as usual

- - -

April 4, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W C G U	U. S. BROADCASTING CORP. Brooklyn, N. Y.	1400	----	Mod. C. P. granted extend comp. date to 4/20/31.
WSYR-WMAC	CLIVE B. MEREDITH Syracuse, New York	570	----	Mod. C. P. make changes in eqpt, extend comp. date to 4/30/31.
NEW	HARRY C. WHITEHILL Waterbury, Vermont	----	1420	C. P. erect new station 50 watts, daytime.
NEW	MALONE BROADCASTING CO. Malone, New York	----	1250	C. P. erect new station 30 watts, daytime.
W B A X	JOHN H. STENGER, jr. Wilkes Barre, Penn.	1210	----	Mod. of lic. incr. hrs to unlimited.
W W V A	WEST VIRGINIA BRDCG CO. Wheeling, W. Va.	1160	----	Mod. of lic. incr. hrs to simultaneous daytime operation with WOWO, share at night.
K V O O	SOUTHWESTERN SALES CORP. Tulsa, Oklahoma	1140	----	Mod. of lic. incr. hrs to simultaneous daytime operation with WAPI, share at night.
W R B T	WILMINGTON RADIO ASS'N Wilmington, N. C.	1370	----	C. P. move transm. to Princess St. Road, and studio to Cape Fear Hotel also install new eqpt.
NEW	OZARK RADIO CORP. OF CARTERVILLE Carterville, Missouri	----	1420	C. P. to request 1420 kc and hours not used by W M B H.
K F B L	LEESE BROS. Everett, Washington	1370	----	Req. for auth. install autom. freq. control.
W O Q	UNITY SCHOOL OF CHRISTIANITY Kansas City, Missouri	1300	----	Req. auth. vol. assign to FAIRFAX BROADCASTING COMPANY.
NEW	INDIANA'S COMMUNITY BROADCASTING COMPANY Hartford City, Indiana	----	600	C. P. resubmitted use 600 kc, 500 watts, unlimited hours of operation (as formerly).

[illegible] LIST REVISED

[illegible] following applications were received by the Commission during the month [illegible]:

[illegible]	NAME OF APPLICANT	PRESENT FREQUENCY	REQUESTED FREQUENCY	NATURE OF APPLICATION
[illegible]	[illegible] BROADCASTING CORP. Brooklyn, N. Y.	2400	----	Mod. C. P. granted power [illegible] omni. directs to [illegible].
[illegible]	PETER B. [illegible] Syracuse, New York	870	----	Mod. C. P. make direct in appl. original comp. [illegible] to [illegible].
[illegible]	LARRY G. WHITEHEAD Tarkiow, Vermont	----	1450	C. P. to set new station 30 watts, daytime.
[illegible]	[illegible] BROADCASTING CO. [illegible], New York	----	1250	C. P. to set new station 30 watts, daytime.
[illegible]	JOHN T. STEWART, Jr. Tulsa Berry, Penn.	1310	----	Mod. of lic. incr. hrs to unlimited.
[illegible]	[illegible] VIRGINIA BROC. CO. Charlottesville, N. Va.	1150	----	Mod. of lic. incr. hrs to sharing between [illegible] operation [illegible] WCHS, [illegible] at night.
[illegible]	SOUTHWESTERN BASS CORP. Tulsa, Oklahoma	1140	----	Mod. of lic. incr. hrs to sharing between [illegible] operation [illegible] KGFI, [illegible] at night.
[illegible]	[illegible] RADIO [illegible] Wilmington, N. C.	1320	----	C. P. move transm. to Pineoes St. Ext., and studio to [illegible] also install new [illegible].
[illegible]	[illegible] INC. OF [illegible] Fredericksville, Missouri	1480	----	C. P. to install 1480 kc and change hrs of oper. to [illegible].
[illegible]	[illegible] Detroit, [illegible]	[illegible]	----	Mod. [illegible] to [illegible].
[illegible]	[illegible] SCHOOL OF [illegible] [illegible] Jasper City, Missouri	1320	----	Mod. [illegible] to [illegible] [illegible].
[illegible]	[illegible] RADIO [illegible] [illegible] Corp. Fort [illegible], Indiana	----	[illegible]	[illegible]

April 4, 1931

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	JOHN E. HESS York, Penn.	----	1500	C. P. to erect new station, 100 watts, unlimited.
W K B N	WARREN P. WILLIAMSON, jr. Youngstown, Ohio	570	----	Mod. of lic. incr. power to 1 K W day.
W O W O	MAIN AUTO SUPPLY CO Fort Wayne, Indiana	1160	----	Mod. lic. change hrs to simultaneous daytime operation with W WVA, share with WWVA at night.
W R D O	ALBERT S. WOODMAN Augusta, Maine	1370	----	Mod. C. P. extend comp. date from 12/9/30 to 8/1/31.
W W S W	WILLIAM S. WALKER Pittsburgh, Penn.	1500	----	Mod. C. P. exact transm. location as Frankstown Road, Wilkinsburg, Pa. and studio at Schenley Hotel.
NEW	WADE H. DELLINGER Charlotte, N. C.	----	920	C. P. to erect new station, 500 watts, unltd
NEW	G. L. BURNS Brady, Texas	----	1500	C. P. amended request 1500 kc, instead of 1340 kc.
NEW	THE BRIDGEPORT HERALD CORP. Bridgeport, Conn.		890	C. P. erect a new station 100 watts, unlimited hrs.
W G A R	THE WGAR BROADCASTING CO. Cleveland, Ohio	1450	----	Mod. C. P. extend comp. date to 6/30/31.
NEW	YORK BROADCASTING CO. York, Penn.	----	1000	C. P. amended and 2½ KW instead of 5 KW.
W G B F	EVANSVILLE ON THE AIR, INC. Evansville, Indiana	630	----	Mod. lic. change hrs of operation to simultaneous daytime operation with WOS and KFRU, share with WOS and KFRU at night.
K G W	OREGONIAN PUBLISHING CO. Portland, Oregon	620	----	C. P. install new transm. and incr. power from 1 KW to 5 KW.

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K O C W	OKLAHOMA COLLEGE FOR WOMEN Chickasha, Oklahoma	1400	----	Voluntary assignment of license to J. T. GRIFFIN.
K O C W	J. T. GRIFFIN Muskogee, Oklahoma	1400	----	Construction permit to move transmitter and studio from Chickasha, Okla. to Muskogee, Okla. and install new eqpt.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license following construction permits which had previously been authorized by the Commission from the following stations: WOKO, Poughkeepsie, N. Y.; KGKY, Scottsbluff, Neb.; WGN, Chicago, Illinois; WMAZ, Macon, Georgia; WCES, Chicago, Illinois; WCRW, Chicago, Illinois; KTFI, Twin Falls, Idaho; KICK, Red Oak, Iowa; WOBU, Charleston, West Virginia.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week the Commission received applications from the following stations requesting authority to install new transmitters or make changes in present equipment: KGKO, Wichita Falls, Texas; WFOY, Rome, Georgia; KFXY, Flagstaff, Arizona; WCAP, Asbury Park, N. J.; WIBW, Topeka, Kansas; WHIS, Bluefield, West Virginia.

- - -

BOB HEINL RECUPERATING

Robert D. Heinl, well-known writer on radio subjects, is recuperating from an operation at the Emergency Hospital in Washington. The NAB extends its best wishes for a speedy recovery.

- - -

LICENSE PERSONAL PRIVILEGE

A broadcasting license is a personal privilege and cannot be the subject of foreclosure under a mortgage, a California Federal Court ruled in an injunction suit instituted by Earl L. White, KELW, to restrain John J. Grady et al from seizing the station license under an $18,000 mortgage suit.

- - -

April 4, 1931

HOW CAN THE LISTENER SERVE?

The NAB has been cooperating with DX clubs of the United States and these clubs are willing to cooperate with us. How can these intelligent listeners in all parts of the country best serve broadcasting? The NAB will appreciate any constructive suggestions you have to offer.

- - -

AGENCY RECOGNITION COMMITTEE

H. K. Carpenter, chairman of the NAB Commercial Committee, announced the following sub-committee on Agency Recognition: Martin Campbell, WHAS, Louisville, Kentucky, chairman; John J. Storey, WTAG, Worcester, Mass.; H. K. Boice, WABC, New York; Roy Witmer, WEAF, New York; William S. Hedges, WMAQ, Chicago, Ill.

The sub-committee on Recordings is as follows: A. A. Cormier, WOR, Newark, New Jersey, chairman; E. H. Gammons, WCCO, Minneapolis, Minn.; A. B. Church, KMBC, Kansas City, Missouri; F. W. Morency, WTIC, Hartford, Conn.; E. M. Spence, WPG, Atlantic City, New Jersey.

- - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

Incorporated

NATIONAL PRESS BUILDING

WASHINGTON, D. C.

Telephone District 9497

April 11, 1931

BROADCASTING UNDER ATTACK

"The American system of broadcasting, as it is at present constituted, must be prepared to withstand various assaults," writes William S. Hedges, radio editor of the Chicago Daily News.

"On the one hand other advertising media which have come to view broadcasting as a formidable competitor are already feeling the stir of undercurrents directed against broadcasting. The charge that 'there is too much advertising on the air' has its inspiration largely from sources which would like to see a curb placed upon broadcast advertising, even though such a curb would deprive broadcasting of the revenues needed to produce the programs which have made American broadcasting second to none. Government control and administration of broadcasting, supported by taxation, is the solution suggested.

"On the other hand, encouragement is being given the many special interests which are seeking broadcast facilities to serve their own ends. These special interests, realizing the value of radio as a medium of mass communication, seek to appropriate a portion if not all of the radio facilities to carry their pet theories to the American public."

The NAB has been working diligently to point out to broadcasters the dangers of the situation referred to by Mr. Hedges. Broadcasters are again warned of the seriousness of these attacks on America's broadcasting system.

April 11, 1931

STUDIO TELEVISION PROPOSED

William S. Hedges, president of the Chicago Daily News' radio and television subsidiary, WMAQ, Inc. stated this week that in the near future all television programs broadcast by W9XAP would be received through the ether and reproduced in ten foot size for the benefit of studio visitors. At the same time Clem F. Wade, president Western Television Corporation, Chicago, announced that large television pictures for the home, two feet square, are now an actuality.

- - -

A $75,000,000 RADIO SHOW

It costs approximately $75,000,000 a year to maintain broadcasting in the United States, according to a report of the NAB Commercial Committee which will be made available shortly to members. This revenue is provided by program sponsors each of whom is competing for the attention of the radio audience and is offering as an inducement programs of high quality, says the report.

"In view of this situation and to further improve broadcasting in America, the committee recommends that broadcasters conform to the following standards:

That when broadcasters engage in the sale of time, broadcasting should be treated as a business, and in placing the business on a sound economic basis, the following principles be recognized:

(a) That service to the listener is a primary requisite to commercial success.

(b) That quality of production should not be sacrificed to commercial expediency.

(c) That each advertiser be required to make a contribution to the entertainment or education of the listener, for the privilege of reaching the radio audience with his message.

(d) That it should be the objective of each commercial station to maintain itself on at least a self-sustaining basis, since any other basis may be characterized as unfair competition with other stations or other advertising media.

(e) That a consistent effort be made by the members of the NAB to improve the technique of broadcast advertising.

The report also approves the proposal of A.A.A.A. that NAB members furnish Standard Rate and Data with additional information about their stations.

- - -

NETWORKS SHOW 36 P.C. GAIN

The national networks show a gain of 36 per cent in the gross volume of business for the months of January and February of this year as compared with business for the same two-month period of 1930.

- - -

April 11, 1931

A.A.A.A. TO DISCUSS RADIO

The annual meeting of the American Association of Advertising Agencies will be held at Washington, D. C. April 30 and May 1. The principal topics to be discussed are radio advertising, newspapers, and screen advertising. The opening session of the convention will be devoted to a discussion of radio problems.

- - -

ROUTINE WORK SPEEDED UP

Swamped with work from its inception, the Commission today sees some hope of getting abreast of its routine affairs. On January 15 there were 227 applications awaiting action of the various divisions,67 had been designated for hearing and 87 were pending decision of the Commission. The latest report shows that only 34 applications are on hand with only 26 cases pending Commission decision. All applications designated for hearing will be set down prior to June 30, it was learned. Much of the credit for speeding up the voluminous work of the Commission goes to James W. Baldwin, secretary, and his staff of assistants.

- - -

EXAMINERS ROUNDLY SUSTAINED

The Commission's staff of examiners has heard a total of 218 cases of which 179 have reached the stage of proposed reports. Ninety-nine of the cases reported have been acted upon by the Commission. Of this number, 56 recommendations were upheld, 14 were reversed and 29 were remanded for further report. The latter figure includes the high power cases. Of the 237 cases set for hearing, 15 were defaulted, two were dismissed and two were withdrawn. The remaining 218, as stated above, were heard.

- - -

STATE LEGISLATION OPPOSED

The National Association of Broadcasters, through the chairman of the legislative committee, Henry A. Bellows, Minneapolis, Minn. filed separate briefs with the Minnesota Legislature opposing a bill (S.F.588) making stations responsible for libelous matter broadcast and suggesting changes in another bill (S.F. 632 - H.F. 810) prohibiting the use of apparatus causing interference with radio reception. The briefs, prepared by Mr. Bellows, point out specific objections to the measures in the form in which they have been introduced.

- - -

A.N.P.A. MEETS IN NEW YORK

Broadcasting as an advertising medium and as a purveyor of news bulletins will be discussed at the annual convention of the American Newspaper Publishers' Association to be held at New York during the week of April 20.

- - -

A.A.A.A. TO PRACTICE AGAIN

The annual meeting of the American Association of Advertising [illegible] held at Washington, D. C. April 25 and May 1. The principal discussions are radio advertising, newspapers, and [illegible]. The election of the convention will be devoted to a discussion [illegible].

- - -

ADAM & EVE SPEAKER

[illegible] with work then its inception, the Commission today [illegible] of its existence. On Jesse [illegible] [illegible] session of the work on Divisions. [illegible] and [illegible] being in charge of the Convention. The [illegible] only 24 applications are on hand with only 23 [illegible] applications. All applications designated for hearing [illegible] June 27, it was learned. Much of the overall [illegible] work of the Commission was by James E. Melvin, [illegible], and [illegible].

- - -

ADVERTISING ACTIVITY DECLINING

The Commission's report of [illegible] has brought a total of [illegible] within the range of proposed reports. Ninety-nine of [illegible] have been acted upon by the Commission. Of this number, [illegible] were approved, 14 were rejected and 23 were remanded for [illegible]. The latter figure includes the 14 rejected ones. Of the 32 [illegible], 3 were withdrawn, two were dismissed and two were [illegible] as stated above, were heard.

- - -

SIGNS REGULATION URGED

The National Association of Manufacturers, whose [illegible] is the chief [illegible], Henry A. Wallace, Minneapolis, Minn., filed [illegible] the Minnesota legislature requiring a bill (S.F.[illegible]) [illegible] [illegible] for billboards [illegible] and on [illegible] [illegible] (S.F. [illegible] - H.F. [illegible]) prohibiting the use of [illegible] [illegible] [illegible]. The bills, presented by Mr. Ballard, [illegible] [illegible] in the Senate [illegible] [illegible].

- - -

A.A.A.A. MEETS IN NEW YORK

Professionalism in advertising medium and as a [illegible] will be discussed at the annual convention of the American [illegible] Association to be held at New York during the week of April [illegible].

- - -

April 11, 1931

HIGH POWER ARGUMENTS SET

The Commission this week announced the order in which argument will be heard in the high power cases beginning next Tuesday, April 14. Argument will be heard according to zones and the stations will be called in the order given below:

FIRST ZONE: WHAM, Rochester, N. Y.; WBZ, Boston, Mass.; WOR, Newark, N.J.; WJZ, New York, N.Y. Others notified: WEAF, New York, N. Y.; WABC, New York, N. Y.; WBAL, Baltimore, Md; WPG, Atlantic City, N. J.; WLWL, New York, N. Y.;WOWO, Ft. Wayne, Ind.; WWVA, Wheeling, W. Va.

SECOND ZONE: WWJ, Detroit, Mich.; WHAS, Louisville, Ky; WCAU, Philadelphia, Pa.. Others notified: WLW, Cincinnati, Ohio; WJR, Detroit, Mich.; KDKA, Pittsburgh, Pa.; KYW, Chicago, Ill.; WTAM, Cleveland, Ohio; WRVA, Richmond, Va.; WWVA, Wheeling, W. Va.

THIRD ZONE: WSM, Nashville, Tenn.; WSB, Atlanta, Ga.; WBT, Charlotte, N.C.; WAPI, Birmingham, Ala.; KVOO, Tulsa, Okla.; WREC-WOAN, Memphis, Tenn. Others notified: KWKH, Shreveport, La.; WBAP, Fort Worth, Texas; WFAA, Dallas, Texas; WWL, New Orleans, La.; KTHS, Hot Springs National Park, Ark.; WDBO, Orlando, Fla.; KRLD, Dallas, Texas; WOAI, San Antonio, Texas; WTAW, College Station, Texas.

FOURTH ZONE: WCFL, Chicago, Ill.; WHO-WOC, Davenport, Iowa; WCCO, Minneapolis, Minn.; WMAQ, Chicago, Ill.; WBBM-WJBT, Chicago, Ill.; KFAB, Lincoln, Neb.; WTMJ, Milwaukee, Wisconsin; WGN-WLIB, Chicago, Illinois. Others notified: WLS, Chicago, Ill.; WENR, Chicago, Ill.; KMOX, St. Louis, Mo.; WOWO, Ft. Wayne, Ind.; WFBM, Indianapolis, Ind.; KYW, Chicago, Ill.; WSBT, South Bend, Ind.; KTNT, Muscatine, Iowa.

FIFTH ZONE: KGO, San Francisco, Calif.; KOA, Denver, Colo.; KPO, San Francisco, Calif.; KSL, Salt Lake City, Utah. Others notified: KJR, Seattle, Wash.; KHJ, Los Angeles, Calif.; KFI, Los Angeles, Calif.; KNX, Los Angeles, Calif.; KEX, Seattle, Wash.; KOB, State College, N. Mex.; KOMO, Seattle, Wash.

- - -

75 KW AND NO CALL LETTERS

The Stuttgart, Germany, broadcast station, operating with 75 KW under the name of Sueddeutscher Rundfunk, and without licensed call letters, has arranged a special program intended for United States listeners. This announcement was made this week by Lieut. Louis Hahn of the Newark Evening News Radio Club. The broadcasting will be done on the frequency of 833 kc, and the program, consisting of German and Austrian music, is scheduled for Monday, April 13, between 2:00 and 4:00 a.m. EST. Stations that might possibly cause interference have been requested to cease operation during this program. The following additional special schedules have been arranged for the benefit of DX listeners; Saturday, KCRC, Enid, Okla. 1370 kc, 3:00 to 7:00 a.m.; KGNO, Dodge City, Kansas, 1210, kc, 4:00 to 5:00 a.m.; Sunday, April 19, KGKO, Wichita Falls, Texas, 570 kc, 1:00 to 6 a.m.; KFOR, Lincoln, Neb. 1210 kc, 4:00 to 5:00 a.m.

- - -

April 11, 1931

ASKS LEGISLATURE BROADCASTS

Deliberations of the Ohio General Assembly would be broadcast under the provisions of a bill(HJR 32) recently introduced in the Ohio Assembly by Mr. Corbett.

- - -

NAB AMENDMENT ACCEPTED

The Senate Judiciary Committee of the Ohio General Assembly has adopted the amendment suggested by the National Association of Broadcasters to the bill introduced by Senator Norton (S.B.216) prohibiting the broadcasting of libelous matter over stations. The amendment exempts stations that have no knowledge of the libel from the provisions of the bill. Col. Thad H. Brown, general counsel of the Commission, appeared before the Committee and advocated the NAB amendment.

- - -

EDUCATIONAL STATION DEFINED

Armstrong Perry, director of the National Committee on Education by Radio, testifying for Station KPWF, Pacific Western Broadcasting Federation, Pasadena, California, before the Commission this week, defined an educational station as follows:

"What is your definition of an educational station?" Mr. Perry was asked by Ben S. Fisher, assistant general counsel of the Commission.

"I would define it as a station owned and operated by a state or municipality or a state institution alone, a state agency or an educational institution chartered by the state."

- - -

NOMINAL DAMAGES FOR LIBEL

A jury in the District Court of Lancaster County, Nebraska, returned a verdict for $1 damages in the libel suit brought by C. A. Sorenson, attorney general, against Richard F. Wood and Station KFAB, Lincoln, Nebraska, growing out of a political speech delivered by Wood over the Lincoln station. The suit was for $100,000 damages. Two other similar suits are still pending. The court ruled that inasmuch as the speeches were prepared the law of libel and not slander was involved and that it was no defense to the station that the Federal statute prohibited censorship of political speeches. The case will be appealed to the Nebraska Supreme Court.

- - -

PROGRAM DIRECTOR AVAILABLE

Composer and conductor, listed in Who's Who and Baker's Directory of Musicians, is looking for a position as program director, conductor, or any other position in the production department of a broadcasting station. NAB 41131A.

- - -

April 11, 1931

UBC HAVING DIFFICULTIES

The United Broadcasting Company has been forced to curtail its activities due to lack of financial support, according to reports coming from the Pacific Coast. Three Los Angeles stations - KFWB, KTM and KGER - will continue to broadcast UBC programs originating in their respective studios, the company has announced. The future of the company is reported as doubtful.

- - -

STATION CALL LIST REVISED

The Commission this week issued corrections and changes in the list of Broadcasting Stations of the United States, edition of February 2, 1931. The list supplements the list of March 2 and includes all changes up to April 1.

- - -

NEW YORK STATIONS FIGHT

Stations WNYC, City of New York, and WMCA, Knickerbocker Broadcasting Company, both located in New York, will fight it out before the Commission next Wednesday as to which of the two stations is entitled to full time on the 570 kc channel. The stations now share time on the 570 kc channel, each using 500 watts. Both have filed applications for full time and the cases will be heard together.

- - -

COMMISSION PREPARES OPINIONS

Five written opinions were handed down by the Commission this week in connection with action on reports submitted by examiners. The opinions relate to Examiners' Report Nos. 71, 72, 75, 78 and 82. The action of the Commission in these cases was reported in last week's BULLETIN. Copies of these decisions may be obtained, as long as the supply lasts, by writing to the NAB, National Press Building, Washington, D. C.

- - -

COURT GRANTS STAY ORDER

The Court of Appeals of the District of Columbia has issued a stay order restraining the Commission from licensing Stations WHEC, Rochester, and WOKO, Albany, on a permanent basis until experiments with "approximate synchronization" on 1430 kc have been completed. One hundred and twenty days are allowed for this experimentation. The order was issued on an appeal taken by the Rines Hotel Company which has received an examiner's report recommending the construction of a new station at Manchester, N. H. on the 1430 kc channel. The original authority granted to WHEC and WOKO, as well as WHP, was limited to experimental operation with precise frequency maintenance.

- - -

April 11, 1931

SEES MECHANICAL IMPROVEMENT

Technical regulations of the Commission are resulting in mechanical improvement of broadcasting station operation, according to General Charles McK. Saltzman, chairman of the Commission.

"Little by little," the Chairman is quoted as stating, "we are taking the steps we believe necessary to bring about elimination of man-made disturbances which can be corrected through better broadcasting methods. We are taking these steps gradually to cause the least hardship upon the broadcaster."

The Chairman also pointed out that the benefits of improved broadcasting operation are lost if inferior receiving equipment is used. Transmitting and receiving equipment must develop in parallel, he asserted.

- - -

COMMISSION ENDS RECESS

With a busy week ahead, the Commission this week concluded a recess of several days during which no regular meetings were held. General Charles McK. Saltzman, chairman of the Commission, has returned from a trip through the South and Commissioner Harold A. Lafount has returned from a trip to New York where he personally observed synchronization tests now being conducted and investigated the development of television. Individual commissioners took advantage of the recess period to attend to numerous minor administrative matters.

- - -

THE NAB NEEDS MEMBERS

Members of the NAB are called upon to co-operate with officers of the Association in their efforts to obtain new members. More than any others, NAB members realize the need for a strong and effective organization if American broadcasting is to emerge successful from the assaults now being directed against it. No intelligent broadcaster will deny the necessity for the organization in the forthcoming controversies. None will dispute the merit of the work accomplished by the NAB.

The NAB, through thoughtful planning and hard work, has built up the most valuable and most comprehensive service ever offered to broadcasting stations. The NAB has not failed to make its influence felt.

While the membership of the NAB has increased nearly 50 per cent within the past quarter, there are many good stations that should be in the NAB. You know who they are. Get them interested. Sign them up. They need the NAB and we need them.

- - -

April 11, 1931

STATIONS IMPROVE STABILITY

A steady increase in the number of broadcasting stations keeping well within the allotted wave-length frequencies has been recorded in the Commerce Department's radio division, according to W. D. Terrell, Director. For February, 1931, 27 per cent of the 367 stations measured, were under 100 cycles, as compared with 15 per cent in January, and 10½ per cent in December, 1930.

Those keeping under the 100 cycle mark were as follows: KDKA, KEX, KFEQ, KFH, KFI, KGFW, KGO, KLX, KMA, KMMJ, KOA, KOB, KPO, KSCJ, KSD, KTAR, KTAT, KYW, KFKX, WAAM, WABC, WAIU, WDOD, WEAF, WEAI, WEAN, WEBR, WEEI, WEHS, WENR, WFIW, WGBI, WGN, WGR, WGY, WHAP, WHB, WHFC, WHO, WHP, WIBA, WIBO, WIBW, WICC, WAPI, WBBC, WBBM, WBCM, WBEN, WBT, WBTM, WCAH, WCAO, WCAU, WCBM, WCGU, WCRW, WDAE, WDAF, WDBJ, WDBO, WOQ, WOR, WOW, WOWO, WPTF, WQAM, WRAX, WRC, WRHM, WRUF, WRVA, WJAS, WJBK, WJR, WKBI, WKRC, WLBZ, WLEY, WMAL, WMAQ, WMBC, WMCA, WMMN, WMT, WNAD, WNAX, WOC, WOI, WOL, WSB, WSBC, WSM, WSUI, WTAG, WTAM, WTBO, WTIC, WTMJ, WWVA.

- - -

JOLLIFFE ON WESTERN TRIP

Following out his policy of keeping in touch with the latest developments in radio by personal observation, Dr. C. B. Jolliffe, chief engineer of the Commission, is traveling through the Fourth and Fifth Zones this week informally visiting broadcasting stations. He is expected to return to Washington early next week.

- - -

CONNECTICUT AND NEVADA CENSUS

Of the 389,596 families residing in Connecticut, 213,821, or 54.9 per cent, have radio receiving sets, according to figures made public this week by the Census Bureau. A total of 7,869 of the 25,730 families in Nevada, or 30.6 per cent, have receiving sets the reports show.

- - -

EDUCATORS MEET IN MAY

The annual assembly of the National Advisory Council on Radio in Education will be held at the New School for Social Research, 66 West 12th Street, New York, May 21, 22 and 23, it was announced by Levering Tyson, director of the Council, this week. The program will include a discussion of the problem of radio in education by the leading educators in the United States. Details of the program will be announced later.

- - -

I.R.E. MEETING IN JUNE

The Sixth annual convention of the Institute of Radio Engineers will be held at Chicago, Illinois, June 4, 5, and 6, 1931.

- - -

April 11, 1931

EXAMINERS' REPORTS

In re application of John H. Brahy, Long Island City, N. Y. (WLBX) for renewal of license. Docket 1114. Report 130. Examiner Walker recommends denial of application.

In re application of Garvin Furniture Company, Newton, N. C. for construction permit to erect new station on 1370 kc with 100 watts and unlimited time. Docket 1095. Report 131. Examiner Yost recommends denial of application.

In re application of Oklahoma Panhandle Broadcasting Company, Guymon, Okla. for construction permit to erect new station on 1500 kc with 100 watts and unlimited time. Docket 1138. Report 132. Examiner Hyde recommends denial as in the case of defaults.

In re application of Wisconsin State Journal Broadcasting Company, Madison, Wis. (WISJ) for license to operate permanently on 780 kc with 250 watts night and 500 watts local sunset and unlimited time. Docket 985. Report 133. Examiner Pratt recommends denial of application.

In re application of Kingshighway Presbyterian Church, St. Louis, Missouri, (WMAY) for renewal of license. Docket 1012. Report 134. Examiner Pratt recommends denial of application.

In re application of Kingshighway Presbyterian Church, St. Louis, Missouri, (WMAY) for consent to voluntary assignment of license to WMAY, Inc. Docket 1011. Report 134. Examiner Pratt recommends denial of application.

In re application of WMAY, Inc. St. Louis, Missouri, for construction permit to change frequency to 1500 kc, and change hours of operation from sharing with WIL and KFWF to unlimited time. Docket 1010. Report 134. Examiner Pratt recommends denial of application.

In re application of Alfred J. Pote, Chelsea, Mass. for construction permit to erect new station on 1320 kc with 1 KW and unlimited time. Docket 1117. Report 135. Examiner Yost recommends denial of application.

- - -

COPENHAGEN COMMITTEE NAMED

President Hoover has selected Dr. C. B. Jolliffe, chief engineer of the Commission, to be chairman of the American delegation to the International Consulting Committee on Radio Communications to be held in Copenhagen, Denmark, in May. Senator-elect Wallace H. White of Maine, and Dr. J. H. Dellinger of the Bureau of Standards were also appointed delegates. The Commission will be further represented by Gerald C. Gross, appointed as a technical assistant. Captain K. B. Warner of the American Radio Relay League has been named technical adviser to the delegation. Other technical assistants who will serve with the delegation are Lieut. Com. Joseph R. Redman; Lieut. Wesley T. Guest and Lieut. Thomas H. Maddocks of the United States Army; Dr. C. G. McIlwraith of the Bureau of Standards and Dr. Irvin Stewart of the State Department. The American Delegation plans to sail from New York on May 13.

- - -

April 11, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week.

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	BAKERSFIELD BRDCG ASS'N Bakersfield, Calif.	----	1420	C.P. amended to request 100 watts, unlimited time.
NEW	A. L. BEGHTOL and DIETRICH DIRKS York, Nebraska	----	930	C.P. erect new station, 500 watts night, 1 KW day and share with KMA.
W N B R	MEMPHIS BRDCG CO. Memphis, Tennessee	1430	----	Mod. lic. change hours to unlimited time.
W O S	MISSOURI STATE MARKETING BUREAU Jefferson City, Missouri	630	----	Change hours of operation to operate simultaneously with WGBF and KFRU until local sunset. Share at night.
K L R A	ARKANSAS BROADCASTING CO. Little Rock, Arkansas	1390	1430	Mod. lic. change freq. power from 1 KW to 500 W. night, 1 KW day, and hours of operation to unlimited, synchronizing with WHEC, WOKO, WHP and WCAH.
W T A Q	GILLETTE RUBBER COMPANY Eau Claire, Wisconsin	1330	----	Mod. lic. to change hours of operation from sharing with KSCJ to unlimited.
NEW	GEORGE G. SPRATT Coatesville, Pennsylvania	----	1210	C. P. to erect a new station, 100 watts, unlimited time.
W F D W	RAYMOND C. HAMMETT Talladaga, Alabama	1420	----	C.P. move transmitter and studio to Anniston.
NEW	KIRBY LEE HORTON and LEO COLVIN McCONNELL Clovis, New Mexico	----	1310	C.P. amended to request 100 watts and unlimited time.
NEW	J. G. BURBANK Laramie, Wyoming	----	780	C.P. amended to request 780 kc.

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	CHARLES O. BARR, jr. Niagara Falls, N. Y.	----	1340	C.P. to erect new station, 100 watts, unlimited hours.
W S Y B	SEWARD & WEISS MUSIC STORE Rutland, Vermont	1500	----	Vol. assgn. of lic. to PHILIP WEISS, trading as PHILIP WEISS MUSIC CO.
K F W I	RADIO ENTERTAINMENTS, INC. San Francisco, Calif.	930	----	C.P. change equipment and increase power to 500 watts night, 1 KW LS.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license following construction permits which had previously been authorized by the Commission, from the following stations: WMBO, Auburn, N. Y.; KSTP, St. Paul, Minn. WHAD, Milwaukee, Wis.; WILM, Wilmington, Del.; KGCA, Decorah, Iowa; KFJY, Tunwall, Iowa.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week the Commission received applications from the following stations requesting authority to install new transmitters or make changes in present equipment: KSAC, Manhattan, Kansas; KID, Idaho Falls, Idaho; WCOC, Meridian, Miss.; KFWF, St. Louis, Mo.; KGBU, Ketchikan, Alaska.

- - -

G. O. 97 EFFECTIVE APRIL 30

Unless there is further postponement, General Order 97, requiring all broadcasting stations to operate with 75 per cent modulation, will be enforced at the end of the present license period. It is estimated that there are about 100 stations that have not fully complied with the order. All outstanding construction permits authorizing changes in transmitters to conform with the Commission's ruling will be given consideration and stations having such permits will probably be given a reasonable time in which to complete the necessary changes. Temporary licenses may be issued to stations which are not capable of the minimum modulation specified and the regular applications for renewals will be designated for hearing. It is not thought that any attempt to reduce licensed power will be made until after decision on the proposed hearings.

- - -

(Continued)

CALL	NAME OF APPLICANT	POWER	FREQUENCY	HOURS OF OPERATION
KTCV	CHARLES O. PAGE, JR. Kilgore Delta, N. Y.	----	1540	[illegible]
K S Y E	SENECA - WATER BASIS STUDY Salina, Kansas	1000	----	[illegible]
K T T I	RADIO BROADCASTERS, INC. New Orleans, Delta.	850	----	[illegible]

LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for licenses following construction permits which had previously been authorized by the Commission, from the following stations: WEBO, Auburn, N. Y.; KSTP, St. Paul, Minn.; WHBL, Milwaukee, Wis.; WTEM, Washington, D.C.; KFOA, Seattle, Wash.; KXOK, St. Louis, Mo.; KTCV, Kilgore, Tex.; KSYE, Salina, Kans.; KTTI, Tucson, Ariz.

LICENSE MODIFICATIONS RECEIVED

During the current week the Commission received applications for licenses covering stations requesting authority to increase power or change other present equipment: KSAC, Manhattan, Kans.; KOMA, Oklahoma City, Okla.; KFBK, Sacramento, Calif.; WJBW, New Orleans, La.; WHAS, Louisville, Ky.; WMBD, Peoria, Ill.; WTAR, Norfolk, Va.; WSAZ, Huntington, W. Va.; KFRU, Columbia, Mo.; KFAR, Fairbanks, Alaska.

C. OF REFERENCE LIMITS CO

Unless there is further postponement, Commission Order 37, requiring all commercial stations to operate with 20 per cent modulation, will be enforced the end of the present license period. It is anticipated that this is the last stations that have not fully complied with the order. All stations should station permits authorizing changes in transmitters to conform with the Commission will be given considerations and elections [illegible] probably be given a reasonable time in which to complete the necessary [illegible] Temporary licenses may be issued to stations which are not capable the minimum modulation specified and the regular applications for renewals be deferred for hearing. It is not thought that any attempt to reduce power will be made until after deciding on the proposed hearing.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

April 18, 1931

HIGH POWER ARGUMENTS HEARD

The Federal Radio Commission, sitting en banc, this week heard arguments in the high power cases. Beginning with Tuesday, arguments of counsel were held daily and the closing arguments were expected to be given Saturday morning.

Counsel for each station, in turn, argued that the Commission's amendment to General Order No. 42 was unreasonable and that the first Yost report, recommending that all clear channel stations be permitted to use high power, should have been adopted. Stations recommended for 25 KW rather than 50 KW in the second Yost report argued that they were entitled to the preferred positions and pointed to the record for proof of their contentions.

Before the close of the first day's arguments rumblings of litigation were heard. Stations unsuccessful in obtaining favorable decisions from the Commission, in the event that it sticks by its present order restricting 50 KW to 20 channels, were emphatic in their statements that appeals to the courts would be taken.

Except for applicants themselves and respondents, no other groups were heard up to the close of Friday's hearings. It was expected that a representative of the National Advisory Committee on Education in Radio would be given an opportunity to be heard at the close of the arguments and that a group of broadcasters who are opposed to high power would also ask for an opportunity to present their views. Counsel for the Commission will close the arguments.

HIGH FREQUENCY [illegible] BANDS

The Federal Radio Commission, sitting en banc, this week [illegible] the high power cases. Assigning with Dunlay, attorneys of [illegible] [illegible] and the closing arguments were expected to be given [illegible]

Counsel for each station, in turn, set out that the Commission [illegible] in General Order No. 42 was unreasonable and that the first [illegible] [illegible] that all clear channel stations be permitted to use high [illegible] [illegible] were adopted. Stations recommended for 25 KW under [illegible] second that report argued that they were entitled to the preferred [illegible] [illegible] in the record for proof of their contentions.

Before the close of the first day's argument [illegible] [illegible] Stations unsuccessful in obtaining favorable decisions [illegible] [illegible]. It is the view that it which by the present order [illegible] [illegible], were engaged in their statements that appeals to the [illegible] [illegible].

Based for equitable alternatives and recommendations, no other [illegible] [illegible] on the ability of Friday's hearings. It was suggested that a [illegible] the National Advisory Committee on Education in Radio would be given [illegible] [illegible] to be heard at the close of the argument and [illegible] [illegible] who are engaged in high power would also ask for an opportunity [illegible] [illegible]. Counsel for the [illegible]

The Commission will not decide the cases for a period of two weeks because of time allotted to counsel for filing rebuttal briefs. It is expected, however, that shortly afterward the cases will be decided.

The Commission, having promulgated and adopted the amendment to General Order 42, and having reiterated its position relative to the restriction of high power on 20 channels by remanding the Yost report several months ago, will probably refuse to consider that the question of the order's change is before it. It will probably proceed to the selection of the stations which it considers entitled to the available high power positions in each of the five zones. If this is true, the whole question of high power will then be carried before the Court of Appeals of the District of Columbia.

Station WCFL, Chicago, Chicago Federation of Labor, on Wednesday filed a motion asking that the hearings be reopened and that it be permitted to present additional testimony in support of its application for the frequency of 720 kc, now assigned to Station WGN, the Chicago Tribune. The Commission on Wednesday granted the motion but the following day, upon motion by counsel for the Tribune, in which other stations joined, vacated its decision, ruling that the Labor station would have to present its arguments upon the record made at the October hearings. The granting of the Labor motion would have delayed decision of all Fourth Zone cases until after the supplemental hearings which had been set for May 17.

The opening argument was in behalf of Station WHAM, Rochester, New York, Stromberg-Carlson Telephone Manufacturing Company. Counsel argued against the report of the chief examiner, holding, that since WJZ, New York, National Broadcasting Company, already had been granted 30 KW, no vacancy existed in the First Zone. This argument was followed by counsel for Station WOR, Newark, New Jersey, Bamberger Broadcasting Service, who argued that the only obstacle in the way of granting all applications was General Order 42, as amended. Counsel for WJZ relied upon the recommendation of the chief examiner and offered arguments in support of the finding. For WHAS, Louisville, Kentucky, Courier Journal-Louisville Times, counsel asserted that "the testimony was overwhelmingly in favor of highpower" and that the Louisville station was entitled to serve its large rural audience with a more satisfactory signal. In support of Station WCAU, Philadelphia, Penn. Universal Broadcasting Company, which was recommended for 50 KW by the chief examiner, counsel pointed out that this station was not able to adequately serve the metropolitan area of Philadelphia and divulged for the first time the plans of WCAU to construct a temple of music under the direction of one of the world's foremost orchestra directors.

The first station to be heard Wednesday was WAPI, Birmingham, Alabama, Alabama Polytechnic Institute, University of Alabama, and Alabama College, which claimed preferential consideration because of its non-commercial operation. This station as well as KVOO, Tulsa, Oklahoma, Southwestern Sales Corporation, and WBT, Charlote, North Carolina, Station WBT, Inc. argued that the chief examiner erred in preferring Stations WSB, Atlanta, Georgia, The Atlanta Journal, and WSM, Nashville, Tennessee, Nashville Life and Accident Insurance Company, for the two 50 KW vacancies in the Third Zone.

In the Fourth Zone, where Stations WCCO, Minneapolis, Minn. Northwestern Broadcasting Company, and WGN, Chicago, The Tribune Company, were recommended for the two 50 KW positions, Stations WHO-WOC, Des Moines-Davenport, Iowa, WMAQ, Chicago, WMAQ Inc. and WBBM, Chicago, The Atlass Company, counsel argued that each had earned a better right to use high power. Station WTMJ, Milwaukee, Wis. The Journal Company, urged the Commission to grant its application for the frequency now used jointly by WENR, Chicago, Great Lakes Broadcasting Company, and WLS, Chicago, Agricultural Broadcasting Company. Counsel for The Journal Company pointed out that since the hearings the status of the stations has been changed due to the fact that the National Broadcasting Company had leased WENR and that WLS had been granted permission to utilize the WENR transmitter. The position of WENR and WLS was defended by counsel for these stations. When hearings were concluded on Friday, counsel for WGN had begun his argument in support of the examiner's finding and against the application of WCFL.

Station WGN will conclude its argument on Saturday which will be followed by WCFL and Fifth Zone applicants. In the Fifth Zone, Stations KGO, San Francisco, Calif. General Electric Company, KOA, Denver, Colorado, National Broadcasting Company, KPO, San Francisco, Calif. Hale Brothers, and KSL, Salt Lake City, Utah, will be heard. Stations KPO and KOA were recommended for 50 KW in the examiner's report.

- - -

HOTEL HELD AN INFRINGER

Where a hotel maintains a master radio receiving set for the benefit of its guests and receives the broadcast of an unlicensed copyrighted number, the Copyright Act of 1909 is infringed.

This rule is laid down by the Supreme Court of the United States in the case of Gene Buck, as President, et al, v Jewell-LaSalle Realty Company, decided on April 13.

The specific question, certified to the Court by the Circuit Court of Appeals for the Eighth Circuit, is as follows:

"Do the acts of a hotel proprietor, in making available to his guests, through the instrumentality of a radio receiving set and loud speakers installed in his hotel and under his control and for the entertainment of his guests, the hearing of a copyrighted musical composition which has been broadcast from a radio transmitting station, constitute a performance of such composition within the meaning of 17 USC Sec. 1 (e)?"

The Court answers the question in the affirmative.

The question as to whether or not such performance is "for profit" is unanswered.

"Although the art of radio broadcasting was unknown at the time the Copyright Act of 1909 was passed, and the means of transmission and reception now

employed is wholly unlike any then in use, it is not denied that such broadcasting may be within the scope of the Act," Justice Brandeis stated in the opinion.

"The defendant next urges that it did not perform because there can be but one actual performance each time a copyrighted selection is rendered; and that if the broadcaster is held to be a performer, one who, without connivance, receives and distributes the transmitted selection cannot be held to have performed it. But nothing in the act circumscribes the meaning to be attributed to the term 'performance' or prevents a single rendition of a copyrighted selection from resulting in more than one public performance for profit. While this may not have been possible before the development of radio broadcasting, the novelty of the means used does not lessen the duty of the courts to give full protection to the monopoly of public performance for profit which Congress has secured to the composer."

"It may be true that proper control over broadcasting programs would automatically secure to the copyright owner sufficient protection from unauthorized public performances by use of a radio receiving set, and that this might justify legislation denying relief against those who in using the receiving set innocently invade the copyright, but the existing law makes no such exception."

The Court draws an analogy between sounds impressed on radio waves and sounds on records, noting that in each case a mechanism is necessary to translate the impressions from the conducting medium into sounds. "In neither case," the court says, "is the original program heard; and in the former, complicated electrical instrumentalities are necessary for its adequate reception and distribution. Reproduction in both cases amounts to a performance."

"There is no difference in substance between the case where a hotel engages an orchestra to furnish the music and that where, by means of the radio set and loud speakers here employed, it furnishes the same music for the same purpose."

The owners of copyrights undoubtedly will require hotels and other places of business, such as barber shops, drug stores and pool rooms, where receiving sets are in use, to obtain licenses or remove the sets. This was foreseen by the National Association of Broadcasters when it decided to file a brief as a friend of the court in the case.

The decision, based as it is upon the Copyright Act, implies that revision of the copyright laws are necessary in the light of new conditions.

- - -

MEMBERSHIP CAMPAIGN UNDER WAY

The Membership Committee of the NAB, under the direction of the chairman, Paul W. Morency, WTIC, Hartford, Conn. has started a drive for new members. The present membership committee has been supplemented by the appointment of the following: A. A. Cormier, WOR, Newark; J. G. Cummings, WOAI, San Antonio, Tex.; Eugene O'Fallon, KFEL, Denver, Colo.; J. W. Laughlin, KPO, Los Angeles, Calif.; E. B. Craney, KGIR, Butte, Mont.; Thomas P. Convey, KWK, St. Louis, Mo.; Orson Stiles, WOW, Omaha, Nebr.; and A. B. Church, KMBC, Kansas City, Missouri.

The ranks of the NAB are growing and will continue to grow if you will assist the Membership Committee in their efforts. Numerical and financial strength is necessary if American broadcasting is to be adequately safeguarded during the conflicts which everyone must know lie just ahead.

- - -

"TOO BRIEF TO TUNE OFF"

"Too Brief to Tune Off" is the rule should be followed by commercial broadcasting stations in preparing advertising talks, Volney D. Hurd, radio editor of the Christian Science Monitor, told the American Society of Newspaper Editors at a meeting in Washington this week.

Mr. Hurd criticised newspapers for not getting into radio. "If the press had taken over broadcasting it would then have been sitting at the controls of radio, a subject of such potentialities that it should be most carefully governed. Radio advertising would have then paid its profits into the press and the question of the press vs radio advertising would not assume the proportion it has today. Radio production would have been governed by men trained in the problems of serving the public and maintaining its interests."

Asserting that radio, as an information distribution medium, is largely controlled by NBC and CBS, the speaker added that "we must congratulate the chains on their restraint so far from propaganda work for their respective backers."

Hurd told the editors that radio was primarily a good will medium and the printed page should be utilized for the sales message. "My own concept of radio advertising can be summed up in the phrase 'Too Brief to Turn Off!'"

"We definitely have a duty to perform in radio and that is in controlling it through the power of the press even though we failed to grasp opportunity to control it directly when it was offered a few years ago. Our need is to see that public opinion is sufficiently organized to keep radio at a relatively high level."

Radio has been treated by the press as a jazz subject, he continued. "I feel that it should be treated seriously. Until it is we cannot expect to reap the fruits of better radio. We have tried the experiment on the Monitor and it has met with marked approval. Our programs are treated with the short concise comments which characterize the better magazines' condensed theater reviews. We mention radio performers only about every other week, and when we do, we go after the best, the real headliners of merit and then send our best staff interviewer to do the job, not some inexperienced radio writer."

"Coming to the question of radio programs we are faced with the fact that the programs we published to help radio get started are now the biggest value to the broadcasters in their sales of time. All efforts at editing them down and cutting out sponsor's names have been rather fruitless."

"That we are playing into the advertisers' hands is obvious. But compared with the free advertising which the press gives the sports industry our insignificant 6 pt radio program lines are but little blushing violets. The average

newspaper today had from two to four pages covered with pictures and stories which all have but one end, the passing of customers through the turnstile while the box office cash register rings out a sympathy of dollars. Programs are the same as sports. They are free advertising but they, too, are a service to the readers and they build circulation."

"I do not think the answer is in throwing the programs out of the papers," Mr. Hurd concluded. "We need to safeguard radio, keeping its announcements 'Too Brief to Tune Off', making the radio pages of a standard which would make inane publicity want to hide when it saw them and merchandise the programs. I don't pretend that this is a complete answer to our radio problems, but it seems to be the best first footsteps we can take in fitting radio and the press into a useful cooperate whole and carry on our duty of safeguarding public interest."

- - -

RMA FAVORS SUPER POWER

The Commission this week received a resolution adopted by the Joint Coordination Committee on Radio Reception of the National Electric Light Association, the National Electrical Manufacturers Association and the Radio Manufacturers Association urging favorable consideration of applications for 50 KW on all clear channels.

- - -

STRAIGHTENING LISTENER CURVE

Station WLW, Cincinnati, Ohio, Crosley Radio Corporation, has been carrying on an interesting program experiment during the late hours. Between 11 and 12 p.m. this station has been putting on the air programs consisting of opera, drama and entertainment features other than dance orchestras.

"We have possibly been a little more severe in our program requirements on these 11 o'clock broadcasts than at other times, because we wanted every show to be outstanding enough to attract a large portion of the nation's listeners at that time," says John L. Clark, general manager of the station. "One of the gratifying results is that it has helped tremendously in straightening the listener curve for the entire evening between 7 and 11 o'clock. It has enhanced the value between the period 10 to 11. The tremendous mail response has somewhat upset the old theory that a great portion of the listeners retire after 9 o'clock."

- - -

GEORGIA CENSUS FIGURES

Of the 654,009 families in the State of Georgia, 64,908, or 9.9 per cent, own receiving sets, according to the report of the Census Bureau made public on April 14. The report gives the number of families and receiving sets in each county and city in the State.

- - -

GENERAL ORDER 106 CLARIFIED

The suggestions for clarification of General Order 106, relating to the keeping of program and station logs, filed by the National Association of Broadcasters, have been given careful consideration by the Commission. The Commission has informed the NAB that it does not believe that it is necessary to change the order but believes that the following "discussions of your various points will serve to clarify the order:

"1. In Paragraph 2 of the Order as mimeographed, there was a typographical error and the word "station" should be substituted for "stations". Your "suggestions" provides for the entry only of "the exact time of making each announcement of the call letters of the station", whereas Section 1 (a) of General Order No. 106 requires two entries, viz.: "call" and "station" announcements. This means not only call letter announcements but also other announcements concerning the station such as, for example, the announcement made twice each day as required by General Order No. 7

"2. The Commission desires simply a general description of the programs of the station. Such a description would naturally indicate whether the programs were chain or studio, consisting of music (orchestral, vocal, etc.) or speech (educational, political, etc.) and if speech, by whom given.

"3. In view of the fact that the station operator has but to glance at the meter and record the reading thereof, which takes a very few seconds, and the further fact that frequent checks are necessary to insure against frequency deviations, it would seem that the requirements of paragraph 2 (d) of General Order No. 106 would not require an undue effort on the part of the operator and would serve to insure that the station is properly operated at all times.

"4. Paragraph 6 of your "Suggestions" presupposes that the announcer shall keep the program log. General Order No. 106 does not so require. Any person competent to do so, having knowledge or information of the facts, may keep the log."

Copies of the suggestions filed by the NAB were mailed to all members a month ago.

- - -

GENERAL ORDERS 108 and 109

The Commission on April 11 announced the adoption of General Orders 108 and 109. General Order 108 repeals General Order 103, as amended January 30, which extended all broadcasting licenses, with specific exceptions, from the expiration of the last previous license period to April 30. The Commission has not announced if the adoption of General Order 108 affects the licenses of stations involved in investigations or hearings before the Commission. General Order 109 records the official action of the Commission with respect to the postponement until April 30 of the effective date of General Order 97 relating to modulation.

[illegible]

[illegible]

The present regulations for distribution [illegible] Order No. 105, [illegible]

"1. In Paragraph 2 of the Order [illegible] the word "fictitious" should [illegible] providing for the entry only of [illegible] of the call letters of the station", [illegible] No. 105 requires [illegible] not only call letter announcements but also [illegible] General Order No. [illegible]"

"2. The [illegible] of the station. Such a description would [illegible] studio, [illegible] (political, etc.) [illegible] of speech, [illegible]"

"3. In view of the fact that the station operator has [illegible] it would seem that the provisions of paragraph 2 [illegible] No. 105 would not create as many [illegible] that the station is properly [illegible]"

"4. Paragraph 3 of your "Suggestions" [illegible] General Order No. 105 [illegible] to do so, [illegible]"

Copies of the suggestions filed by the [illegible]

[illegible] ORDER NO. [illegible]

[illegible]

NEW LICENSE PERIODS SET

The Commission on April 16 adopted an order providing that licenses of broadcasting stations expiring at 3 a.m. EST, April 30, 1931, be granted for the periods set out below and that succeeding licenses be for a term of six months:

"Stations operating on the frequencies 640, 650, 660, 670, 680, 700, 710, 720, 740, 750, 760, 770, 790, 800, 810, 820, 830, 850, 860, 870, 970, 980, 990, 1000, 1020, 1040, 1050, 1060, 1070, 1080, 1090, 1100, 1110, 1130, 1140, 1150, 1160, 1170, 1180, 1190 kc will be licensed for a period of three months ending 3 a.m. EST, August 1, 1931.

"Stations operating on the frequencies 550, 560, 570, 580, 590, 600, 610, 620, 630, 780, 880, 890, 900, 920 kc will be licensed for a period of four months ending 3 a.m. EST, September 1, 1931.

"Stations operating on the frequencies 930, 940, 950, 1010, 1120, 1220, 1230, 1240, 1250, 1260, 1270, 1280, 1290 kc will be licensed for a period of five months ending 3 a.m. Eastern Standard Time, October 1, 1931.

"Stations operating on the frequencies 1300, 1320, 1330, 1340, 1350, 1360, 1380, 1390, 1400, 1410, 1430, 1440, 1450, 1460, 1470, 1480, 1490 kc will be licensed for a period of six months ending at 3 a.m. Eastern Standard Time, November 1, 1931.

"Stations operating on the frequencies 1200, 1210, 1310 kc will be licensed for a period of seven months expiring at 3 a.m. Eastern Standard Time, December 1, 1931.

"Stations operating on the frequencies 1370, 1420, 1500 kc will be licensed for a period of eight months ending at 3 a.m. Eastern Standard Time, January 1, 1932."

- - -

SOME WANT ADS

Studio director and chief announcer connected with a southern broadcasting station desires position. 41731A

- -

Station in large eastern city is looking for a commercial man who can really sell time and aid in development of station. Give details of experience and references with reply. 41731B.

- -

Station needs services of bookkeeper for broadcasting and general business. 41731C.

- - -

April 18, 1931

EXAMINERS' REPORTS

In re application of J. C. and E. W. Lee, San Bernardino, Calif. (KFXM) for construction permit to change frequency to 1300 kc increase power to 500 watts and change hours of operation to three fourths time. Docket 950. Report 136. Examiner Walker recommends granting of applicants' motion to withdraw application without prejudice.

In re application of Independent Publishing Company, Anderson, S. C. for construction permit to erect new station on 1200 kc with 100 watts and unlimited time. Docket 1105. Report 137. Examiner Walker recommends denial of application.

In re application of David R. Gray, Duncan, Okla. for construction permit to erect new station on 1270 kc with 1 KW and unlimited time. Docket 1119. Report 138. Examiner Hyde recommends denial of application as in case of default; and in the event a default order is not entered, recommends denial of application.

In re application of University of Wisconsin, Madison, Wis. (WHA) and Department of Agriculture and Markets of the State of Wisconsin, Stevens Point, Wis. (WLBL) for construction permit to consolidate stations and operate with 5 KW and daylight hours at Madison on 900 kc. Docket 984. Report 139. Examiner Pratt recommends denial of application.

In re application of R. P. Denman, Paris, Texas, for construction permit to erect new station on 1210 kc with 100 watts and daylight hours of operation. Doeket 1064. Report 141. Examiner Hyde recommends denial of application.

In re application of John F. Weimer, Mansfield Broadcasting Association, Mansfield, Ohio (WJW) for construction permit to change frequency to 930 kc with 250 watts and unlimited time. Docket 1118. Report 142. Examiner Walker recommends denial of application.

In re application of New Haven Broadcasting Co. New Haven, Conn. for construction permit to erect new station on 1420 kc with 250 watts and daylight hours of operation. Docket 1102. Report 143. Examiner Walker recommends denial of application.

In re application of Toccoa Falls Institute, Toccoa Falls, Ga. (WTFI) for construction permit to change frequency to 1450 kc and increase power to 1 KW with unlimited time. Docket 1130. Report 140. Examiner Yost recommends applicant's motion to dismiss application be granted.

- - -

ACTION ON EXAMINERS' REPORTS

The following action on Examiners' Reports was taken by the Commission during the current week:

NEW Ex.Rep. #83	Braintrim Baptist Church Laceyville, Penn.	C. P. 920 kc; 50 W. Sundays; denied reversing Examiner Yost.

ACTION ON EXAMINERS' REPORTS (Continued)

W B B Z Ex. Rep. #86	C. L. Carrell Ponca City, Oklahoma	C. P. move transmitter; change equipment; increase day power. Denied. Sustaining Examiner Pratt.
NEW Ex. Rep. #76	Claude M. Gray Anniston, Alabama	C. P. 1500 kc; 100 W.; unlimited. Denied. Sustaining Examiner Pratt.
NEW Ex. Rep. #70	F. Clement Java, North Dakota	C. P. 1310 kc; 100 W.; unlimited. Denied. Sustaining Examiner Pratt.
K F J M Ex. Rep. #80	University of North Dakota Grand Forks, N. D.	Mod. lic, change frequency from 1370 to 1230 kc and increase power to 500 W. Denied. Sustaining Examiner Yost.
NEW Ex. Rep. #81	Geo. B. Bairey Valley City, N. D.	C. P. 1310 kc; 50 W.; unlimited. Denied. Sustaining Examiner Yost.
W L B C Ex. Rep. #77	Donald A. Burton Muncie, Indiana	C. P. change frequency from 1310 to 1420 kc; increase power to 100 W. night and 125 W. LS, and unlimited. Denied. Sustaining Examiner Pratt.

- - -

THUNDERSTORMS AFFECT SIGNALS

That solar activity in the form of sun spots as well as thunderstorms and other types of magnetic distrubance of the "ether" have very definite effects upon radio transmission is indicated in a report of Dr. L. W. Austin of the Bureau of Standards, covering the present status of knowledge of the connection between radio waves and atmospherics.

The bureau scientist's study indicates that the shorter the wave-length the more sensitive do radio telegraph signals become to solar or magnetic activity. Below a wave length of 60 meters, Dr. Austin finds, magnetic storms generally are accompanied by depression of signals by night and day and the effects become greater the closer the signal path approaches the magnetic poles of the Earth.

In the wave length range 200 to 500 meters the storms produce night signal depressions. There is little or no information concerning the effect on day signals.

At 5000 meters storms are often followed by an increase of day signal strength and a depression of night signals.

- - -

April 18, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF ACTION
W T I C	Travelers Broadcasting Services, Hartford, Conn.	Stations W T I C and W B A L granted authority to operate synchronously with W E A F and W J Z until April 30, 1931.
W B A L	Cons. Gas Elec. Light & Power Co. of Baltimore, Md.	
W E A F	National Broadcasting Co.Inc. New York City, and	
W J Z	National Broadcasting Co.Inc. New York City.	
K T S A	Lone Star Broadcast Co. Inc. San Antonio, Texas	Granted C. P. to move transmitter 1½ mi. E. of city limits on Hedwig Rd and extend completion date of C.P. 90 days.
W F I	Strawbridge & Clothier Philadelphia, Pa.	Granted extension of test period for 10 days from April 10th.
W T F I	Toccoa Falls Institute Athens, Georgia	Granted C. P. to move transmitter and studio from Toccoa to Athens, and install crystal control.
W K B I	Fred L. Shoenwolf Chicago, Illinois	Granted consent to vol. assign. of lic. to WKBI Inc.
K G C R	Cutler's Radio Brdcsg. Serv. Watertown, South Dakota	Granted consent to vol. assign. of lic. to The Greater Kampeska Radio Corp.
W T F I	Toccoa Falls Institute Toccoa, Georgia	Granted consent to vol. assign. of lic. to Toccoa Falls Brdcg. Co.
K T B I	Bible Institute of Los Angeles Los Angeles, California	Granted consent to vol. assign. of lic. to Los Angeles Brdcstg. Co.
K M A	May Seed & Nursery Co. Shenandoah, Iowa	Application to change freq. from 930 to 710 kc, with 750 watts power, daytime hours, heretofore set for hearing, reconsidered and granted.
W L B G	Robert Allen Gamble Petersburg, Virginia	Granted 10 days extension on test period.
K F K U	University of Kansas Lawrence, Kansas	Granted authority suspend programs from June 15 to September 15.
W G A R	WGAR Broadcasting Co. Cleveland, Ohio	Granted authority and license to operate in present location until April 30.

AMENDMENTS GRANTED

[illegible] following applications were granted by the Commission on its schedule during the current month:

NAME	NATURE OF APPLICANT	NATURE OF ACTION
W [illegible] C	Riverview Broadcasting Service, Hartford, Conn.	Stations W [illegible] and W [illegible], granted
W [illegible] L	Conn. Gen. Elec. Light & Power Co., of Bridgeport, Ct.	authority to operate experimental [illegible]
W [illegible] Y	National Broadcasting Co.Inc. New York City, and	W [illegible] and W [illegible] Aural Spec. [illegible]
W [illegible] Z	National Broadcasting Co.Inc. New York City.	
K [illegible] B	Lone Star Broadcast Co. Inc. San Antonio, Texas	granted C. P. to make changes in [illegible] E. of city limits on Station [illegible] and [illegible] land coordinates only of C.P. [illegible] dept.
K [illegible] I	Gray Bridge & Gladstone Philadelphia, Pa.	Granted extension of left ended for 30 days from April 30th.
W [illegible] I	Moore Mills Institute Atlanta, Georgia	Granted C. P. to make changes in antenna and radio tower [illegible] and install auxiliary control.
W [illegible] I	Fred T. Somervell Chicago, Illinois	Granted consent to vol. assign. of lic. to WCFI Inc.
K [illegible] L	Guiseppe Bello Bridge, Serv. Interstate, Santa Fe [illegible]	Granted consent to vol. assign. of lic. to the Grandson Broadcasting Corp.
W [illegible] I	Moore Mills Institute Moore, Georgia	Granted consent to vol. assign. of lic. to Moore Mills Inst. Co.
W [illegible] I	Mills Institute of the Arts for Women, California	Granted consent to vol. assign. of lic. to the Mills Institute Co.
W [illegible]	Ray Sun Company Co. Kansas City, Inc.	Installation by [illegible] Inc. [illegible] Kansas City Broadcasters, Studio House, Laboratory [illegible] equipment and approved.
W [illegible] I	[illegible]	Granted [illegible] to [illegible]
W [illegible]	[illegible] Corporation, Chicago	Granted modifying original [illegible] Inc. to Westinghouse Inc.
W [illegible]	Wall Broadcasting Co. Charleston, [illegible]	Granted and authorized license to move to Tower Junction Radio Wall Co.

APPLICATIONS GRANTED (Continued)

CALL	NAME OF APPLICANT	NATURE OF ACTION
W B E O	Charles C. McLeod Marquette, Michigan	Granted mod. C. P. approve transmitter site; change type transmitter; extend completion date June 1.
K G I R	KGIR, Inc. Butte, Montana	Granted authority operate with red. power 100 watts for 3 or 4 weeks, until damage done to transmitter by fire can be repaired.
W R B I	Oglethorpe University Oglethorpe University, Ga.	Granted authority extend completion date May 16.
W B E N	Buffalo Evening News Buffalo, N. Y.	Granted auth. ext. comp. date on C.P. which expired April 15, in order to complete work.

- - -

LICENSE APPLICATIONS GRANTED

During the current week, the Commission granted applications for license covering previously authorized construction permits, to the following stations: KFXJ, Grand Junction, Colo.; KGB, San Diego, Calif.; WFI, Philadelphia, Penn.; KFIZ, Fond du Lac, Wisconsin; WOKO, Albany, N. Y.; WDEL, Wilmington, Del.; WMBC, Detroit, Mich.; WGH, Newport News, Va.; WTOC, Savannah, Ga.; WJBL, Decatur, Ill.; WHA, Madison, Wisc.; KFJI, Asotria, Ore.; KGA, Spokane, Wash.; WLEY, Boston, Mass.; WCFL, Chicago, Ill.; KFJR, Portland, Ore.

- - -

CONSTRUCTION PERMITS GRANTED

During the current week, the Commission granted applications for construction permits tothe following stations, authorizing the installation of new transmitters, or changes in present transmitters: WFBE, Cincinnati, Ohio; WGBS, New York, N. Y.; WRBL, Columbus, Ga.; WRBQ, Greenville, Miss.; WKBS, Galesburg, Ill.; KFUP, Denver, Colo.; KFBK, Sacramento, Calif.; KSL, Salt Lake City, Utah; KMO, Tacoma, Wash.

- - -

NEW LICENSE BASIS DISCUSSED

The American Society of Composers, Authors and Publishers is considering using gross income as the basis for fixing broadcasting station music license fees, according to a report in the current issue of VARIETY. This plan, the report states, is meeting with objection from certain of the Society's groups.

- - -

April 18, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

WCFL	Chicago Federation of Labor Chicago, Illinois	Granted rehearing on application for 50 KW to be held May 18th.
NEW	York Broadcasting Company York, Pennsylvania	Requests C. P. 1000 kc, 2½ KW, daytime.
NEW	G. L. Burns Brady, Texas	Requests C. P. new station, 1500 kc, 100 w. unlimited time.
KOIN	KOIN, Inc. Portland, Oregon	Mod. lic. increase power from 1 KW to 5 KW.
WEEI	Edison Electric Illuminating Company of Boston Boston, Mass.	Mod. lic. increase power from 1 KW to 5 KW.
NEW	Inland Empire Broadcasting Co. Moscow, Idaho	C. P. 1310 kc; 100 watts; day
WBNX	Standard Cahill Company New York, N. Y.	C. P. make changes in equipment; increase power to 500 watts.
WBNX	Standard Cahill Company New York, N. Y.	Mod. lic. increase hours from 26 to 56 weekly.
KGFW	Central Nebraska Broadcasting Corporation Ravenna, Nebraska	C. P. move studio and transmitter to Kearney, Nebraska, and make changes in equipment.
NEW	K. H. Horton & L. C. McConnell Clovis, New Mexico	C. P. 1310 kc; 100 watts; unlimited.
NEW	J. G. Burbank Laramie, Wyoming	C. P. 780 kc; 250 watts; unlimited.
NEW	Alfred L. Setaro Vicksburg, Mississippi	C. P. 1420 kc; 100 watts; unlimited.
NEW	Fenn Broadcasting Co. Greenwood, Mississippi	C. P. 1310 kc; 100 watts; unlimited.
WEEI	Edison Electric Illuminating Company of Boston Boston, Mass.	C. P. install new equipment and increase power from 1 KW to 5 KW.
WMBC	Michigan Broadcasting Company Detroit, Michigan	C. P. move studio and transmitter locally; install new equipment.

- - -

[illegible] IN [illegible] THE [illegible]

[illegible] following equipment was ordered or [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible]	[illegible] Laboratories of Labor [illegible] Illinois	[illegible]
[illegible]	[illegible] Electric Company [illegible]	[illegible]
[illegible]	[illegible] Corp. [illegible]	[illegible]
[illegible]	[illegible], Inc. [illegible]	[illegible]
[illegible]	[illegible] Electric Industries [illegible] [illegible] [illegible]	[illegible]
[illegible]	[illegible] Electric Manufacturing Co. [illegible]	[illegible]
[illegible]	[illegible] Company [illegible]	[illegible]
[illegible]	[illegible] Corp. [illegible]	[illegible]
[illegible]	[illegible] Electric Manufacturing [illegible] [illegible] [illegible]	[illegible]
[illegible]	[illegible] [illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]

April 18, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, April 20, 1931. All hearings commence at 10 a.m.

MONDAY, April 20, 1931

NEW	A. D. & T. R. Woods Shasta Electric Co. Klamath Falls, Oregon	C. P.	1210 kc Unlimited time	100 W.
NEW	Bruce Dennis Klamath Falls, Oregon	C. P.	1210 kc Unlimited time	100 W.
NEW	C. M. Schaap Ft. Collins, Colorado	C. P.	1200 kc To share time with KGEK equally if KGEW's application for a regional frequency is granted. To share with KGEK & KGEW if KGEW's application is denied.	15 W. 1/3 time.

TUESDAY, April 21, 1931

NEW	Minters & Hugh H. Jones Baltimore, Maryland	C. P.	880 kc	250 W. Day
WLEY	Carl S. Wheeler Lexington, Mass.	C. P.	1370 kc Unlimited time	100 W. 250 W. LS
NEW	John H. Dolan Boston, Mass.	C. P.	1370 kc Share with WLEY	100 W. 250 W. LS

WEDNESDAY, April 22, 1931

WFOX	Paramount Broadcasting Corp. Brooklyn, New York	Mod. lic.	1300 kc Certain specified hours Apparently WEVD time Present assignment 1400 kc 500 W. Shares with WCGU, WLTH, WBBC	500 W.
WHOM	N. J. Broadcasting Co.	Mod. lic.	1450 kc Shares with WNJ, WKBO, WBMS	250 W.

HEARING CALENDAR (Continued)

THURSDAY, April 23, 1931

WPCC	North Shore Church Chicago, Illinois	Mod. Lic. 560 kc 19 hours per week Present assignment 560 kc 12 hours on Sunday	500 W. 500 W.	
WJKS	Johnson Kennedy Radio Corp. Gary, Indiana	Mod. Lic. 560 kc Unlimited time Present assignment 1360 kc	1 KW 2½ KW LS 1 KW 2½ KW LS	
WBCM	James E. Davidson Bay City, Michigan	Mod. Lic. 940 kc Unlimited time Present assignment 1410 kc Unlimited time	500 W. 500 W.	

FRIDAY, April 24, 1931

WLOE	Boston Broadcasting Co.	Renewal of license 1500 kc Half-time	100 W. 250 W. LS	

- - -

POSTPONEMENT PETITION DENIED

The Commission on April 17 denied the petition of Station WFLA-WSUN, Clearwater Chamber of Commerce, Clearwater, Florida, for postponement of the hearing on 620 kc channel from May 11 until the Fall. The petition also requested that Station WJAX, Jacksonville, Florida, be made a party to the proceeding which resulted from a decision of the Court of Appeals of the District of Columbia in the appeal prosecuted by Station WTMJ, Milwaukee, Wisconsin, The Journal Company. Station WJBX, it is alleged, now occupies the 900 kc channel formerly occupied by WFLA-WSUN.

- - -

EXPORTS RADIO SETS GAIN

A gratifying gain over last year was registered in exports of radio receiving sets from the United States during the first two months of the current year, according to the Commerce Department's Electrical Equipment Division.

During January and February the value of all foreign shipments of this type totaled $2,010,190, as compared with $1,260,358 in the corresponding period of 1930, representing a substantial increase of $759,832.

- - -

April 18, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	BLUE GRASS RADIO CORP. Lexington, Kentucky	----	1310	C. P. to erect new station, 100 watts, unlimited time.
NEW	CLARK & COOK Lubbock, Texas	----	1200	C. P. erect new station, 100 watts, unlimited.
NEW	NEELY & FRANKS RADIO CO. Charleston, Mississippi	----	1220	C. P. erect new station, 15 watts, unlimited.
NEW	PAMPA BROADCASTING CO. Pampa, Texas	----	1310	C. P. erect new station, 100 watts, unlimited.
K T S L	G. A. HOUSEMAN Shreveport, Louisiana	1310	----	C. P. reported 3/20/31, requested increase in hours of operation to unlimited time.
W R A F	CHARLES MIDDLETON LaPorte, Indiana	1200	----	Vol. assign. of license to THE SOUTH BEND TRIBUNE.
W R A F	THE SOUTH BEND TRIBUNE South Bend, Indiana	1200	----	C. P. move station to South Bend, Ind. make changes in equipment.
NEW	TOM A. TERRY St. Louis, Missouri	----	1420	C. P. erect new station, 100 watts, unlimited time.
K F I	EARLE C. ANTHONY, INC. Los Angeles, Calif.	640	----	Mod. of C. P. extend completion date to 7/1/31.
NEW	JOHN A. FLORIN & E. BLAIR SPENCER Wellsboro, Penn.	----	1200	C. P. erect new station 10 watts, unlimited time.
NEW	H. CARLTON HENRY Adrian, Michigan	----	1440	C. P. erect new station, 100 watts, Daytime.
NEW	RADIOELECTRIC, INC. Pontiac, Michigan	----	1500	C. P. erect new station, 100 watts, unlimited.

April 18, 1931

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	N. O. CLEMENSEN Payette, Idaho	----	1200	C. P. amended request 1200 kc.
NEW	ERNEST W. ELLISON Jamestown, North Dakota	----	1330	C. P. erect new station, 100 watts, daytime.
W I C C	BRIDGEPORT BROADCASTING STATION, INC. Bridgeport, Conn.	600	----	Mod. lic. increase power to 250 watts night, 500 watts day.
W A A B (For-) (merly) (WLEX)	BAY STATE BROADCASTING CORPORATION Boston, Mass.	1410	----	Mod. lic. increase hours of operation to unlimited.
W I B M	W I B M, INCORPORATED Jackson, Michigan	1370	----	Mod. of lic. increase hours of operation to simultaneous daytime operation with WJBK, share with WJBK at night.
NEW	HATTIE MIZELLE Dothan, Alabama	----	1370	C. P. amended request facilities of WMBR.
W H K	RADIO AIR SERVICE CORP. Cleveland, Ohio	1390	----	C. P. move auxiliary transmitter to Pleasant Valley Road, Seven Hills Village, Ohio.
W E A N	SHEPARD BROADCASTING CO. INC. Providence, Rhode Island	780	----	Determine lic. power by direct measurement of antenna input.
NEW	BURLINGTON DAILY NEWS, INC. Burlington, Vermont	----	810	C. P. erect new station, 100 watts, unlimited.
W D I X	NORTH MISSISSIPPI BROADCASTING CORP. Tupelo, Mississippi	----	1500	C. P. install new transmitter and increase power to 100 watts night, 250 watts day.
NEW	FRANK LEON TREADWAY Sulphur Springs, Arkansas	----	1420	C. P. erect new station, 50 watts, unlimited time. (Facilities of (WMBH).
W M A Z	MACON JUNIOR CHAMBER OF COMMERCE Macon, Georgia	890	----	Vol. assign. of license to SOUTHEASTERN BROADCASTING CO. INC.

APPLICATIONS RECEIVED (Continued)

Call	Name of Applicant	Frequency Requested	Frequency Solicit	Action or Date
[illegible]	[illegible]	----	[illegible]	[illegible]
[illegible]	[illegible]	----	[illegible]	[illegible]
[illegible]	[illegible]	800	----	[illegible]
[illegible]	[illegible]	1410	----	[illegible]
[illegible]	[illegible]	1490	----	[illegible]
[illegible]	[illegible]	----	[illegible]	[illegible]
[illegible]	[illegible]	1490	----	[illegible]
[illegible]	[illegible]	----	[illegible]	[illegible]
[illegible]	[illegible]	----	[illegible]	[illegible]
[illegible]	[illegible]	----	[illegible]	[illegible]
[illegible]	[illegible]	----	[illegible]	[illegible]
[illegible]	[illegible]	----	[illegible]	[illegible]

April 18, 1931

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K F U M	THE REYNOLDS RADIO COMPANY, INC. Colorado Springs, Colo.	1270	----	C. P. install new transmitter and increase power to 1 kw night, 2½ kw, day.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week, the Commission received applications for license following construction permits which had previously been authorized by Commission action, from the following stations: KWWG, Brownsville, Texas; KFJF, Oklahoma City, Okla.; KVL, Seattle, Washington.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week, the Commission received applications from the following stations requesting authority to install new transmitters or make changes in present equipment: WSPA, Spartanburg, S. C.; KSCJ, Sioux Falls, Iowa; WQAN, Scranton, Penn.; WEDC, Chicago, Ill.; WAIU, Columbus, Ohio; KGNO, Dodge City, Kansas; KFSG, Los Angeles, California.

- - -

APPLICATIONS DENIED

Petitions of the Town of Hartman, Colo. the Town of Wiley, Colo. Boca County Chamber of Commerce, Springfield, Colo. and the Holly Commercial Club, Holly, Colo. to intervene in the application of Harry Byron Lee of Lamar, Colorado, for a new broadcasting station in Lamar, were denied.

KFKB	Farmers and Bankers Life Ins. Co. Wichita, Kansas	Request to intervene in certain case pending before the Commission from Kansas - denied.
WNAC	Shepard Broadcasting Service Boston, Mass.	Request to intervene in case of John Dolan, Boston, Mass. for new station denied.

Motion of Wayne M. Nelson, High Point, N. C. to vacate Commission's order and designate application for new station for rehearing was denied.

- - -

April 1, 1[illegible]

[illegible] (Continued)

[illegible]	NAME OF APPLICANT	PRODUCER PRODUCTION REPRESENTATIVE	PRODUCER PRODUCTION SCHEDULE	[illegible]
[illegible]	[illegible] RADIO CORP.	[illegible]	[illegible]	[illegible]
	Bulk, Inc.			
	Colorado Springs, Colo.			

[illegible] DECISIONS REVIEWED

During the current week, the Commission received [illegible] applications [illegible] construction permits which had previously been published by [illegible] action resulting from the following applicants: KMPC, Incorporated, Los [illegible]; [illegible] Corp., [illegible]; KGW, Portland, Ore.; Tentative, Additional.

[illegible] APPLICATIONS RECEIVED

During the current week, the Commission received [illegible] applications [illegible] Station requesting authority to install new transmitter [illegible] in present equipment: WCFL, Chicago, Ill.; WJJD, Chicago, Ill.; WMBD, Peoria, Ill.; WCOC, Meridian, Miss.; WDGY, Minneapolis, Minn.; KGFJ, Los Angeles, Calif.; KGER, Long Beach, Calif.; KGFV, Santa Barbara, Calif.; KGER, Long Beach, California.

APPLICATIONS HEARD

Petitions of the Ford of Berkeley, Inc., for Ford of Alameda, Inc., [illegible] Ford of Berkeley, Ford, Alameda, Inc., and the Ford Motor Company, [illegible] Inc., in intervention in the application of Henry Ford [illegible] for a new commercial station in Detroit, were denied.

WFBM, Bowser and Indiana Univ. Inc., [illegible]
Bowser, Indiana.
Further [illegible]

WSAI, Cincinnati Gas & Electric Co., [illegible]
Cincinnati, Ohio.

[illegible] of Ohio, Inc., Akron, Ohio, [illegible] application for a new station [illegible] application for a new station.

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

April 22, 1931

HEARING ON GENERAL ORDER NO. 7

A public hearing on the proposal of the Federal Radio Commission to amend General Order No. 7, adopted on April 28, 1927, to reduce the allowable frequency deviation from 500 cycles to 50 cycles within the next year was held at Washington on Monday, April 20, 1931. Approximately 100 were present. The hearing was conducted by Chief Examiner Ellis A. Yost.

Not a single objection was voiced to the great bulk of testimony introduced in favor of revision of the order and it was the general impression that the Commission will in the near future adopt an order reducing the permissible frequency deviation from 500 to 50 cycles per second. The order, according to the opening statement made by Commission counsel, would not in any event become effective until a year after the date of its adoption.

The testimony introduced dealt largely with the benefits to be derived from adoption of the order; the availability and cost of equipment; and the ability of the Government to make suitable measurements.

Expected objection to the order did not develop although the Chief Examiner called thrice for statements from opponents to the proposal.

At the close of the hearing there was no indication given as to when the Commission would take formal action upon the proposal.

The National Association of Broadcasters has attempted in this Bulletin to present a full and fair report of the hearing.

Chief Examiner Yost rapped the hearing in order at 10 a.m. and called upon Duke M. Patrick, assistant general counsel of the Commission, to outline the purpose of the hearing and the procedure to be followed. Mr. Patrick pointed out that the hearing was being held under Section 1, subtitle E of General Order 93 and that the proposal under consideration was whether or not after one year from the date of the adoption of the order all stations shall maintain the assigned frequency between the limits of 50 cycles per second above to 50 cycles per second below the assigned frequency. He suggested that Government witnesses be first called to be followed by proponents and later by opponents of the proposal.

Dr. C. B. JOLLIFFE, chief engineer of the Commission, was the first witness. The international need of constant frequency stability was recognized as early as the Washington Conference in 1927, he said, adding that it is in the general public interest that all stations operate at the highest possible efficiency. Heterodyne, he said, was the limiting factor in operation of local and regional stations. The chief engineer read a report prepared by a special committee of engineers and published in the IRE Proceedings (Vol. 18, No. 1, Page 24. January, 1930) in which it was stated that "fifty cycle deviation is not a complete solution of the difficulties that present themselves in broadcasting, but it is a decided improvement since it would reduce the beat note in modern receivers below audibility."

The report from which the chief engineer read was summarized as follows:

1. On the cleared channels the existing plus or minus 500 cycle limit, if adhered to, will practically eliminate beatnote interference to the extent that this is possible with 10 kilocycle channel spacings.

2. On the regional and local channels there is no worthwhile advantage to be gained by setting up more rigorous requirements unless a maximum deviation of plus or minus 50 cycles or less can be attained.

3. It is probable that if frequencies assigned to regional and local services were maintained to plus or minus 50 cycles, a noteworthy improvement in beatnote conditions would be brought about.

4. It is essential in all broadcasting to suppress frequency modulation effects and other short period deviations. A requirement that all stations hold their frequency plus or minus 50 cycles would be helpful in bringing this about.

5. A plus or minus 50 cycle limit is feasible with automatic frequency control devices available today, but a period of at least one year should be allowed to enable all broadcasting stations to become equipped.

Dr. Jolliffe then outlined the questions in issue at the hearing as follows:

1. The necessity for greater adherence to assigned frequency.

2. The feasibility of this proposal in view of the present state of the art.

3. Whether or not the proposed General Order is a reasonable regulation in view of 1 and 2 above with respect to

(a) Rigidity of the requirement

(b) Availability and performance of equipment

(c) Effective date of the regulation

(d) Cost of equipment.

Forty-two stations had expressed their approval of the order, eight of these with minor reservations, in correspondence with the Commission, he said, as compared with six that expressed disapproval.

Dr. J. H. DELLINGER, Bureau of Standards, followed Dr. Jolliffe and outlined the work being performed by the Bureau with respect to the maintenance of a standard primary radio frequency. Three laboratories - Naval Research Laboratory, Bell Telephone Laboratories, and General Radio Laboratories - have established primary frequency standards with accuracy, better than one part in a million, he said. The standard primary radio frequency equipment of the Bureau of Standards is described in detail in the Commercial Standards Monthly (Vol. 7, No. 9, Page 281. March, 1931).

Radio supervisors have been recently supplied with modern equipment capable of maintaining constants of one part in 100,000 which are entirely satisfactory for all practical purposes under present conditions of operation. Dr. Dellinger stated that the Bureau maintains a complete service for checking standards for all transmitting stations and outlined briefly new services which will shortly be inaugurated. He intimated that the Bureau was prepared to aid the broadcasters in conforming with the proposed order.

PHILIP G. LOUCKS, managing director of the National Association of Broadcasters, then spoke briefly expressing the hope that the Commission would continue to hold public hearings before adopting orders of general application and offered a resolution adopted by the Board of Directors of the Association at the Detroit meeting held on March 24, as follows:

"RESOLVED: That the Board of Directors of the National Association of Broadcasters approves of any action by the Federal Radio Commission which, within the limits of mechanical practicability and without compelling the reconstruction of existing broadcast transmitters, will decrease the variation of carrier frequencies, and pledges its cooperation in making such action effective, Provided: that the determination of the minimum frequency deviation which may be permitted is obviously a matter to be determined solely by engineers on the basis of exact information as to the precision, availability and cost of the necessary apparatus both for maintaining frequency and for measuring it."

L. E. WHITTEMORE of the A. T. and T. Company stated that the views of the Western Electric Company and the Bell Telephone Laboratories would be presented by E. L. Nelson and G. A. Young.

EDWARD L. NELSON of Bell Laboratories stated that the proposed order was fundamentally sound and does not involve precision unknown to the industry generally. Intrachannel beatnote will be rare, probably about 10 or 20 cycles, with 50 cycle deviation, he said. A great improvement in service would result with 50 cycle deviation whereas if 100 or 250 cycle deviation were permitted the public would doubtless be unable to notice any improvement in present service. The investment required would be comparatively small when measured against the improvement in service which would result. Mr. Nelson declared that there was no major obstacle in the way of accomplishing the result intended by the proposed order although he admitted that many stations would be required to make changes in equipment. Mr. Nelson cited numerous measurements made by Bell Laboratories over a period of two years to support his statements. Competent operators must be in charge of station equipment if frequency stability is to be maintained, he said, noting that General Order 106 will require frequent checks and aid materially in frequency maintenance.

Questioned closely, Mr. Nelson declared that the proposed order would not work undue hardship upon local or regional stations and that the outlay would be more than justified with the resulting improvement in service.

G. A. YOUNG of Western Electric Company stated that his company has manufactured equipment which will enable stations to comply with the proposed order. Much of Mr Young's testimony dealt with cost data.

J. B. COLEMAN of RCA-Victor Company stated that within the good service of a station there would be a definite improvement in reception although in what is known as the "mush area" the flutter effect would be more noticeable than at present. He stated that his company was prepared to deliver equipment necessary to maintain the proposed standard although he was unable to state costs. He said the cost would be fixed to meet competition in the field.

Mr. Yost called for a representative of the DE FOREST COMPANY but there was no response.

J. W. HORTON of General Radio Company spoke briefly about frequency standards and the work his company has been doing. He added that his company manufactures monitoring equipment which he then described. To obtain satisfactory results, he said, the co-operation of all stations will be necessary.

T. A. M. CRAVEN, consulting radio engineer, Washington, D. C. testified that it was his opinion that not only is such an order practicable but that it is also necessary in the interest of the public as well as of nearly every regional and local station. It will be one of the greatest advances since 192 toward improving the radio broadcast situation, he said. Precise frequency control in the order of 50 cycles will eliminate much of the heterodyne now existing between stations assigned to the same frequency, he said, and this in turn will result in an increase of the night service area at each of such stations as well as improve greatly the character of reception in the present night service area. It will permit a little closer geographical spacing between stations assigned the same frequency especially when such stations utilize "chain" programs. It will also permit of other applications such as improved service by increased power in certain localities, or by adding stations on the same frequency where the geographical spacings will permit. Evidence is available, he said, to the effect that:

1. The proposed order will improve broadcasting service to the public.

2. The enforcement of the order is both practicable and necessary.

3. The equipment is available from more than one manufacturer and is current good engineering practice.

4. The cost is reasonable.

5. The order is in the interest of both the public and the broadcasters.

A. B. CHAMBERLAIN, chief engineer, Columbia Broadcasting System, said he had made a check of all Columbia stations and that 41 said they were in a position to meet the requirements of the order, 22 were undecided as to their position and that 13 stated they were unable to meet the order's requirements. He said that if the order were to be put into effect there would be a noteworthy improvement with resulting greater fidelity of reception to the listening public.

CLARENCE M. TAUBEL, president William Penn Broadcasting Company, Philadelphia, Pa. said that his company operated a local broadcasting station and that it was his belief that owners of radio stations ought not to object to any reasonable requirement such as the proposed order especially since the cost is reasonable and should be a profitable investment compared to the return which might be expected from the resulting improved public service.

CHARLES W. HORN, general engineer of the National Broadcasting Company, stated that requirements of the order could be met but actual results depended upon competent operators being in charge of equipment. He pointed out that a condition termed "wave wobble" due to carriers being out of phase was as bad as beatnote although this usually occurred out of the good service areas of stations. Mr. Horn said that enactment of the order would make conditions better but felt that it was not desirable to have less than 10 kc separation between stations and did not believe that adoption of the order would pave the way for new stations.

W. C. BRIDGES, Station WEBC, Superior, Wisconsin, said that his station as well as all other regional stations and the listening public will be benefitted by the order.

CARL BUTMAN, radio consultant, read letters from two stations, one of which stated that the permissible deviation should be 100 cycles and the other stated that a percentage of the assigned carrier should be the determining factor.

Chief Examiner Yost then called for witnesses who desired to testify in opposition to the order. It had been circulated in the hearing room that a group of stations would oppose the order but Chief Examiner Yost's call went unanswered.

- - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

April 25, 1931

BROADCASTING AND NEWSPAPERS

The organized newspaper publishing industry took occasion during the past week to parade before the American public the alleged shortcomings of what it characterized as its "greatest competitor" - broadcasting.

The Radio Committee of the American Newspaper Publishers Association presented a comprehensive report at the 45th annual meeting of the Association held in New York this week in which statistics were cited to show that 107 leading radio advertisers cut their newspaper appropriations 12½ per cent in 1930 over 1929 and increased their radio expenditures 63 per cent.

The inroads which broadcasting is making on the press is due, according to the report, "to lack of restrictions against unfair competition from radio and the habit of newspapers generally in nurturing radio's growth like a fond mother."

The report hinted that the British scheme of government-owned, tax-supported broadcasting might be preferable to the present American system. The recommendations, however, were less drastic and placed a large part of the blame for the present situation upon newspapers themselves. For example, the report says that "a large part of the present difficulties due to radio broadcasting can be eliminated just as soon as publishers drop their local competitive difficulties and to put radio and the press on a basis where they can compete with fairness to each other."

April 25, 1931

ANPA RADIO COMMITTEE REPORT

The Radio Committee of the American Newspaper Publishers Association issued an elaborate report at the publishers' meeting this week in New York in which it discussed in detail the so-called press-radio problem. Members of the Committee are as follows: Elzey Roberts, chairman; Amon G. Carter, John S. Cohen and J. R. Knowland. Following are excerpts from the report:

"Radio competes with newspapers today in news, editorials, features, and advertising, and when you have named those four you have about encompassed the whole newspaper."

"A compilation by Media Records, Incorporated, entitled, "ARE NEWSPAPERS PAYING THE BROADCASTING BILL?" shows that the one hundred and seven leading radio advertisers cut their newspaper appropriations 12½% in 1930 over 1929 while increasing their radio expenditures 63% and increasing their magazine expenditures 6.3%. This group of advertisers cut their newspaper linage from nearly 200,000,000 lines in 1929 to 175,000,000 lines in 1930. They increased their radio time expenditures from $12,000,000 in 1929 to nearly $20,000,000 in 1930, not including cost of talent, program or wire charges. Instead of applying the same reduction to magazines these advertisers increased their expenditures from $56,000,000 in 1929 to $59,600,000 in 1930, doubtless due to the fact that magazine publishers do not obligingly supply free publicity."

"Radio has brought a new element into advertising. One is not forced to read street car cards, bill boards, direct mail, newspaper or magazine advertising, yet all these methods are effective. The American people resent having something forced on them, whether they like it or not. One of the reasons for the effectiveness of other forms of advertising is that they engage the attention of the reader through their attractiveness and not because he cannot escape them."

"Where was the great mistake of newspaper men and the early broadcasters who figured that radio would never be a direct advertising medium? They were not wrong in their analysis of human nature. The American Mind does resent having anything forced on it. Perhaps that is why, almost without exception, American newspapers do not run advertising on their front pages. And that is why, in the United States, advertising is a greater force than in any other country in the world.

"The mistake must have been in not recognizing the power of the press to popularize radio even to the extent that it would carry direct advertising."

"In Great Britain a tax of about $2.00 on each radio receiver supplies a sufficient fund to provide ample entertainment of a high standard, including Grand Opera, without resort to commercialization."

"A flour company, which advertises on the air, mentions in each program the names of several women to whom it will give packages of flour free if they will send in their names and addresses. If a newspaper attempted such a device to attract attention to its columns it would be prosecuted immediately under lottery laws and the newspaper would be barred from the mail."

"In considering future radio competition we must look at it in two ways:

First, radio continuing to develop unregulated, unrestrained, nurtured by the press, assisted with free publicity, receiving free news for which we pay vast sums of money and otherwise aided in its growth in every conceivable manner by newspapers.

Second, radio properly regulated, subject to the same laws of lottery and other Federal restrictions as newspapers, subject to the same restrictions in plainly labeling advertising as such, radio bearing its own burden of the news-gathering expense, and radio recognized by the newspapers for what it is, namely, a formidable competitor in news, entertainment, editorials, features and advertising."

"The average American newspaper publisher of today is just as shortsighted in recognizing radio competition as the railroad men were in recognizing bus and truck competition ten years ago, and newspapers are going to suffer for it in the same measure that the railroads are suffering today, unless steps are soon taken to secure a fair basis of competition between newspapers and radio."

"A large part of the present difficulties due to radio broadcasting can be eliminated just as soon as publishers drop their local competitive difficulties and to put radio and the press on a basis where they can compete with fairness to each other. There are at least two other industries which are, or should be, watching with bated breath to see if newspapers act to protect themselves in this manner. They are the newsprint industry, many of whose leading units are now operating at 40 to 50 per cent capacity, and the railroads, which would hardly welcome a drop of another million or so tons of newsprint freight on top of their present difficulties."

- - -

ENGINEERING COMMITTEE MEETS

The Engineering Committee of the NAB held its first meeting in the Board Room of the Institute of Radio Engineers, New York, on Thursday, April 23. Those present were John V. L. Hogan, chairman; E. K. Cohan, WABC; C. W. Horn, WEAF; Joe Chambers, WLW-WSAI; Walter R. Lindsay, WMAQ; and Philip G. Loucks, Managing Director, NAB. The Committee considered the advisability of a country-wide survey of interference conditions and also began a study of the Craven plan for improvement of broadcasting conditions. A second meeting was scheduled for Monday, April 27.

- - -

RCA MOVES EXECUTIVE OFFICES

Executive offices of the Radio Corporation of America, which have been located in the Woolworth Building at 233 Broadway since the organization of the corporation, will be transferred Friday evening, April 24, to the new RCA Building at 570 Lexington Avenue, at the corner of Lexington Avenue and 51st St. where the corporation will occupy several floors.

- - -

April 25, 1931

EDUCATORS OBJECT TO HIGH POWER

Gross Alexander, Pasadena, Calif. director of the Pacific-Western Broadcasting Corporation, and Dr. J. H. McCracken, representing the National Committee on Education by Radio, were the only opponents to high power heard during the high power hearings which closed Saturday, April 18. Briefs were due to be filed by the Commission on April 23. The final fourth zone applicant to be heard by the Commission was Station WGN, Chicago Tribune. Counsel for this station urged that the chief examiner's report be upheld in so far as it related to WGN and explained why WGN should be preferred over WMAQ, Chicago. Counsel for the Tribune also directed criticism at WCFL, Chicago, Chicago Federation of Labor. Senator King of Utah appeared on behalf of KSL, Salt Lake City, Utah, and he was followed by Earl J. Glade, manager of the station. Both pointed out that the "Intermountain Empire" requires the additional service which would be provided if KSL were permitted to increase its power. Argument was advanced to show why KPO, San Francisco, Calif. was entitled to one of the two vacancies existing in the fifth zone.

- - -

A. P. WOULD CORRECT EVILS

A resolution offered by Charles H. Taylor of the Boston Globe instructing directors and officers of the Associated Press to "meet with every sympathy the attempt to correct the evils in the radio situation" was unanimously adopted by members of the press association at its annual meeting in New York last Monday

- - -

DEBATE PRESS AND RADIO

M. H. Aylesworth, president of the National Broadcasting Company, and Elzey Roberts of the St. Louis Star, chairman of the Radio Committee of the A.N.P.A. debated the subject of "The Press and Radio" at the School of Public and International Affairs, Princeton University, on April 24.

- - -

SEES NEED FOR LAW CHANGE

Senator King of Utah, in a statement published in the United States Daily, stated that the radio laws need remodeling. He referred particularly to the Davis Amendment or zoning amendment.

"I am told by radio authorities of the Government," the Senator said, "that were it not for the provisions of this equalization law, great areas in the west now undeserved by radio would be permitted to accomadate more broadcasting stations. This can be done under the laws of nature, but not under the laws of Congress, which now apparently need remodeling."

- - -

April 25, 1931

CANADIAN RADIO HEARINGS POSTPONED

Originally scheduled to commence on April 9 and later set for April 13, hearings on the case for Dominion Government control of radio broadcasting probably will not be held during the present session of Parliament, according to Canadian press advices forwarded to the Department of Commerce by Trade Commissioner Harvey A. Sweetser, Ottawa, Canada. Contemplated legislation regarding radio control must be held in abeyance until the Supreme Court decides how far the authority of the Dominion Government extends. It appears that preparation of the government's case is not yet completed and that it will not be ready to be presented at this session.

- - -

SOCIETY PLANS SET LICENSING

Well-founded reports have been received to the effect that the American Society of Composers, Authors and Publishers is considering the licensing of hotels and other places of business which own and operate radio receiving sets as an inducement for trade. The plan is based, it is said, upon the Supreme Court's decision in the Jewell-LaSalle case which held that the reception of a broadcast program was a performance within the meaning of the copyright statute.

- - -

WANT LOTTERIES PROHIBITED

The Committee on Federal Laws of the A. N. P. A. has recommended to the publishers' association that existing laws barring from the mails lottery advertising be extended to broadcast programs. It is expected that as a result of the action taken at the meeting this week the publishers will ask the Federal Radio Commission to attempt to prohibit radio lotteries through enactment of general orders on the subject. Failing in this, the matter will again be carried into Congress.

- - -

COURT RULES IN DUNCAN CASE

Words importing an imprecation of divine vengeance or implying divine condemnation uttered over a broadcasting station will constitute a violation of Section 29 of the Radio Act of 1927, according to an opinion of the United States Circuit Court of Appeals for the Ninth Circuit, upholding the District Court for the District of Oregon in the case of Robert Gordon Duncan v the U. S. The court held that the language used by Duncan, while not perhaps obscene or indecent, was certainly profane in the light of existing court decisions.

- - -

MAINE RADIO SET CENSUS

Of the 198,372 families residing in Maine, 77,803, or 39.2 per cent own receiving sets, according to the most recent report of the Census Bureau. In New Mexico 11,404 out of 98,820 families, or 11.5 per cent own receiving sets.

- - -

April 25, 1931

R.P.A. PROTESTS HIGH POWER

Oswald F. Schuette, Radio Protective Association, has filed a protest with the Commission opposing the granting of 50 KW to clear channel stations in the absence of a thorough check of conditions on all frequencies. He suggests that all stations of 5 KW or more be grouped at one end of the band and that not more than one station in any zone be permitted to simultaneously broadcast the same program.

- - -

ORIGIN OF CALL LETTERS

L. A. Corridon, in charge of assignment of call letters in the Radio Division of the Department of Commerce has prepared an interesting paper entitled "Origin and History of Radio Call Letters." Copies may be had by writing NAB headquarters.

- - -

WESTERN REGIONAL CONFERENCE

Members of the NAB west of the Mississippi River are urged to assist Birt F. Fisher, Station K O M O, Seattle, Washington, in shaping arrangements for the first NAB regional conference to be held in the west at a time and place to be selected. A board of directors meeting will probably be held at the time and place of the regional conference.

- - -

AMATEURS ARE WARNED

Supervisors of the Radio Division, Department of Commerce, have been advised to check carefully the operation of amateur stations and report any violations. Amateurs not conforming with regulations will be prosecuted under the Radio Act of 1927, it was stated by the Division.

- - -

A.N.P.A. TO OPPOSE CUMMINS PLAN

The plan of C. R. Cummins to utilize a band of 25 channels for the purpose of building small broadcasting stations throughout the United States will be opposed by the American Newspaper Publishers Association, it was learned this week. It was announced by the Radio Committee of the Association that a protest against the granting of the applications has already been filed with the Commission.

- - -

April 25, 1931

HEARST SEES NO DANGER

William Randolph Hearst does not agree with fellow newspaper publishers that radio is hurting the newspapers. In an exclusive statement in Editor and Publisher, issue of April 18, 1931, he says that radio has not done the newspapers any harm but like the automobile, motion picture and golf has helped widen the scope of human activities. The publisher does not view radio as a newspaper competitor.

- - -

G. O. 111 AMENDS G. O. 97

The Commission this week enacted General Order 111 which repeals General Order 108 and amends General Order 97. The Commission, in extending the effective date of General Order 97 to April 30, adopted General Order 108 but in so doing failed to properly word the new order. It became necessary, therefore, to repeal the first amending order and adopt a new order setting matters straight. General Order 97 relates to modulation.

- - -

WJSV DEDICATES $100,000 TRANSMITTER

Station W J S V, Mt. Vernon Hills, Virginia, formally begins operating with its new 10 KW transmitter April 25. A special continuous 12 hour program is planned. Tests with the new equipment have brought listener responses from all parts of the United States, Canada, England, Ireland, New Zealand and other foreign countries.

- - -

TEMPORARY LICENSES GRANTED

The Commission on April 24 granted temporary licenses for the period ending July 1 to the following stations, each license to contain the clause: "This license is issued on a temporary basis subject to such action as the Commission may take after hearing on the licensee's pending application for renewal of license: "KFQU, KFQW, KBBZ, KZM, WEVD, WIBR, WLBZ, WMBA, WREC, KGEF, KMPC, KTNT, WDAE, WFLA, WLBX, WLOE, WNJ, WTMJ.

- - -

COMMISSION INVESTIGATING STATIONS

Due to incomplete investigations being conducted by the Commission licenses were granted for a term less than the regular period to the following stations: WEXL, WFDW, WGST, WJDX, WMBR, WPAD, WSEN, KFXM, KOY, KVOA, KREG, KWKH, WHEY, WMAZ, WOCL, WSAI, WWAE, KGFG, KTFI, KRE, KSOO. If applications for renewals of license are to be filed in these cases, they must be in the office of the Radio Supervisor of the proper district not later than June 1.

- - -

April 25, 1931

EXAMINERS' REPORTS

In re application of John Magaldi, jr. Philadelphia, Pa. for construction permit to erect new station on 1420 kc with 100 watts night and 250 watts daylight to share with WILM. Docket 1094. Report 144. Examiner Yost recommends denial of application.

In re application of George T. Barnes, Inc. Columbia, S. C. (WIS) for modification of license to change frequency to 590 kc with 1 KW and unlimited time. Docket 1052. Report 145. Examiner Pratt recommends denial of application.

In re application of Virgil V. Evans, Spartanburg, S. C. (WSPA) for construction permit to change frequency to 590 kc, increase power to 500 watts and operate unlimited time. Docket 1059. Report 145. Examiner Pratt recommends denial of application.

In re application of R. S. and D. W. Gavin, Meridian, Miss. for construction permit to erect new station on 590 kc with 250 watts and unlimited time. Docket 1068. Report 145. Examiner Pratt recommends dismissal of application without prejudice to applicants' right to refile same within year from date of dismissal.

In re application of Kent's Inc. Petersburg, Va. for construction permit to erect new station on 1310 kc with 15 watts and unlimited time. Docket 1109. Report 146. Examiner Walker recommends denial of application.

In re application Appleton High School Association, Appleton, Minn. for construction permit to erect new station on 1310 kc with 2 watts and operate 6 hours a week. Docket 1134. Report 147. Examiner Walker recommends denial of application.

- - -

ACTION ON EXAMINERS REPORTS

The following action was taken on Examiners Reports by the Commission during the current week:

W A I U Ex. Rep. #96	American Insurance Union Columbus, Ohio	Granted renewal of station license, 640 kc, 500 watts, limited hours of operation - sustaining Examiner Hyde.

- - -

WMBC APPLICATION SET FOR HEARING

Station WMBC, Detroit, Mich. was granted a temporary license for the period ending July 1. The following provision will be contained in the license: "This license is issued on a temporary basis subject to such action as the Commission may take after hearing on the licensee's pending application for renewal of license."

- - -

April 25, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, April 27. All hearings commence at 10 a.m.

TUESDAY, APRIL 28, 1931

NEW	Charles Huber & J. A. Mathews Aberdeen, South Dakota	C. P.	1270 kc Unlimited time	50 W.
NEW	Equity Union Creameries, Inc. Aberdeen, South Dakota	C. P.	580 kc Daytime	200 W.

The above causes were heard October 20, 1930, and were remanded to the Examiner for the taking of future testimony.

KFUO	Evangelical Lutheran Synod of Missouri, Ohio and other States Clayton, Missouri	Mod. L.	550 kc Share time with K S D Present Assignment: 550 kc Shares time with KSD	1 KW 500 W. 1 KW LS
NEW	C. E. King Hutchinson, Kansas	C. P.	1240 kc Such time as Commission finds convenient.	500 W.

- - -

G. O. 97 INVOLVES 80 STATIONS

Failure to comply with the terms of General Order 97 was given as the reason by the Commission for issuing licenses to the following stations for the period ending July 1: KBPS, KFBL, KFIU, KFQD, KFXR, KCRJ, KFDY, KFJM, KFWI, KFXY, K G BU, KGCU, KGFI, KFUL, KGHI, KGMB, KIDO, KJBS, KMCS, KOOS, KQV, KRMD, KSMR, KTBS, KTW, KUT, KWKC, WABI, KGRC, KGDA, KGFX, KGHF, KGIX, KGY, KIT, KLX, KOCW, KPPC, KQW, KSEI, KSO, KTHS, KUSD, KWEA, WABZ, WBAA, WBBC, WBNX, WCAT, WCAX, WCKY, WDFW, WGBC, WHAZ, WJBO, WJBW, WKAQ, WKAV, WLBL, WNBW, WOAX, WPOE, WSOC, WTNC, WBBL, WBOW, WAIU, WCCO, WCLS, WELL, WHAS, WIBG, WKAR, WKBV, WMAX, WNBZ, WPAW, WPSC, WSSH, and WCOD.

If applications for renewal are to be filed, they must be in the office of the Radio Supervisor for the proper district not later than June 1.

- - -

April 25, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

W L B L	State of Wisconsin Dept. of Agriculture and Markets Stevens Point, Wisconsin	Requests C. P. to make changes in equipment, increasing maximum rated power of equipment to 2½ KW.
W W A E	Hammond-Calumet Broadcasting Corp. Hammond, Indiana	Requests Mod. of lic. to change time from dividing with WRAF to simultaneous operation day, dividing with WRAF night.
K R O W	Educational Broadcasting Corp. Oakland, Calif.	Requests C. P. to make changes in equipment to conform to G.O. 91 and 97, decreasing maximum rated power of equipment from 5 KW to 2½ KW. (Not to decrease licensed power of equipment).
K M A	May Seed and Nursery Co. Shenandoah, Iowa	The Commission decided to allow this station to operate on 710 kc, until April 30, when KMA is to be put back on 930 kc, pending hearing on its application to go to 710 kc.
W I L	Missouri Broadcasting Corp. St. Louis, Missouri	Hearing on application for full time on 1200 kc continued to May 8th at request of KFWF.

- - -

LICENSES EXTENDED ONE MONTH

Having recently granted consent to voluntary assignments of licenses to the following stations, the Commission has extended the present licenses of these stations for a period of 31 days, ending June 1: WTFI, KTBI, WMMN, KGFF, WKBI.

The Commission granted temporary authority to the following stations for the period ending June 1:

WISJ	Wisconsin State Journal Brdcg Madison, Wisconsin	Granted temp. auth. to continue operation on 780 kc, 500 W. day, and 250 W. night; unlimited on exp. basis.
WGAR	WGAR Broadcasting Co. Cleveland, Ohio	Granted extension of temp. use of new transmitter in its present location, while complying with C. P. in selecting site for its transmitter to be approved by the Commission.

- - -

April 25, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF GRANT
K M A C	W. W. McAllister San Antonio, Texas	Granted authority for direct measurement of antenna input.
W A B C- W B O Q	Atlantic Broadcasting Corp. New York, N. Y.	Granted Mod. of C. P. to extend completion date from May 1st to July 15th, 1931.
K T N T	Norman Baker Muscatine, Iowa	Granted request for oral argument to be held May 13, 1931, 10 a. m.

- - -

LICENSE APPLICATIONS GRANTED

During the current week, the Commission granted applications for license covering previously authorized construction permits: WHDL, Tupper Lake, N. Y.; WTAD, Quincy, Ill.; WMRJ, Jamaica, N. Y.; KGKY, Scottsbluff, Nebraska; WGN, Chicago, Ill.

- - -

CONSTRUCTION PERMITS GRANTED

During the current week the Commission granted applications for construction permits to the following stations, authorizing the installation of new transmitters, or changes in present equipment; WAAF, Chicago, Ill.; WMBQ, Brooklyn, N. Y.; WIL, St. Louis, Mo.; WBT, Charlotte, N. C.; WAAW, Omaha, Nebraska; WIBX, Utica, N. Y.; WQAN, Scranton, Pa.; WTAW, College Station, Texas; WFDV, Rome, Ga.; WCOC, Meridian, Miss.; WJBI, Monmouth, N. J.; KGKO, Wichita Falls, Texas; WRBT, Wilmington, N. C.; KGNO, Dodge City, Kansas; KSCJ, Sioux City, Iowa; KFGQ, Boone, Iowa; KSAC, Manhattan, Kansas; KPJM, Prescott, Arizona; KID, Idaho Falls, Idaho; KDB, Santa Barbara, Calif.; WSYR, Syracuse, N. Y.

- - -

INVESTIGATIONS INVOLVE 6 STATIONS

In the following six cases the Commission issued temporary licenses for the period ending July 1, and notified such stations that the licenses have been issued for a term less than the regular period, due to an incomplete investigation on the part of the Commission and failure on the part of the licensee to comply with the terms of General Order 97 prior to the date of issuance of this license: WASH, WRBJ, WWVA, WCHI, WJAZ, KWSC. The licensees were further notified that if applications for renewal are to be filed, they must be in the office of the Radio Supervisor for the proper district not later than June 1.

- - -

April 25, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K G M P	BRYANT RADIO & ELEC. CO. Elk City, Oklahoma	1210	----	Vol. assign. of lic. to D. R. Wallace.
W B I G	HARRY CLENDENIN, RECEIVER, NORTH CAROLINA BROADCASTING CO. Greensboro, N. C.	1440	----	Invol. assign. lic. and C. P. from North Carolina Broadcasting Co.
NEW	JOHN E. V. JASPER Baton Rouge, La.	----	1420	C. P. erect new station 50 watts, share with WJBO.
W M B H	EDWIN D. ABER Joplin, Missouri	1420	930	Mod. of lic. change frequency.
NEW	THE ADVENT CHRISTIAN CHURCH Portsmouth, N. H.	----	1310	C. P. amended request and share with WKAV.
W J B K	JAMES F. HOPKINS, INC. Highland Park, Mich.	1370	----	Mod. of lic. change hours to simultaneous day operation with WIBM, and share with WIBM at night.
K S C J	SIOUX CITY JOURNAL Sioux City, Iowa	1330	----	Mod. of lic. change hours to unlimited.
W C A J	NEBRASKA WESLEYAN UNIV. Lincoln, Nebraska	590	----	Extend commencement and completion dates C. P. granted 12/5/30 to 4/22/31 and 4/30/31.
K F P Y	SYMONS BROADCASTING CO. Spokane, Washington	1340	1220	Mod. of lic. to change frequency.
K G B	PICKWICK BROADCASTING CORP. San Diego, Calif.	1330	----	Vol. assign. of lic. to Don Lee, Inc.
NEW	FIRST BAPTIST CHURCH Tucson, Arizona	----	1420	C. P. amended to request 100 watts.
W H A Z	RENSSELAER POLYTECHNIC Troy, New York	1300	----	C. P. amended to request change in equipment only.

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
NEW	OLNEY BROADCASTING CO. Olney, Illinois	----	1370	C. P. amended to request daytime hours, 100 watts.
K F R U	STEPHENS COLLEGE Columbia, Missouri	630	----	Mod. of lic. change hours to simultaneous daytime operation with WGBF and additional specified evening hours.
K G M B	HONOLULU BROADCASTING CO. Waikiki, Honolulu, T. H.	1320	----	C. P. amended to request 250 watts.
K F U M	THE REYNOLDS RADIO CO. INC. Colorado Springs, Colo.	1270	----	C. P. amended to request change in equipment only.
K P S N	PASADENA STAR-NEWS PUBLISHING CO. Pasadena, Calif.	1360	----	Mod. of lic. request certain specified hours of operation.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license following construction permits which had previously been authorized by Commission action from the following stations: KWJJ, Portland, Oregon; WHBD, Mt. Orab, Ohio; WICC, Bridgeport, Conn.; WLBC, Muncie, Ind.; KFRU, Columbia, Missouri.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week, the Commission received applications from the following stations requesting authority to install new transmitters or make changes in present equipment: KPJM, Prescott, Ariz.; WHOM, Jersey City, N.J.; WWNC, Asheville, N. C.; KQW, San Jose, Calif.

- - -

COMMISSION WRITES OPINIONS

Seven written opinions were handed down by the Commission this week in connection with action on reports submitted by examiners. The opinions relate to Examiners' Reports Nos. 70, 77, 79, 80, 81, 83 and 87. The action of the Commission in these cases was reported in last week's BULLETIN. Copies of these decisions may be obtained, as long as the supply lasts, by writing to the NAB, National Press Building, Washington, D. C.

- - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

April 27, 1931

COMMERCIAL COMMITTEE REPORT

Station owners and commercial managers are urged to give careful study to the report of the Commercial Committee of the NATIONAL ASSOCIATION OF BROADCASTERS which is the subject of this Special Bulletin.

The Committee held its meeting on February 12 and 13, 1931, and this report is based upon the discussions had at that time. The report has been carefully checked by every member of the Committee and in its final form is now submitted to the entire membership of the Association. Your comments are requested by the Committee.

Attached to the report is a copy of a questionnaire which was recommended at the joint session of the Commercial Committee of the NAB and the Radio Committee of the AMERICAN ASSOCIATION OF ADVERTISING AGENCIES. STANDARD RATE AND DATA has agreed to publish the information sought by the agencies and approved by the NAB. You will probably receive similar questionnaires from Standard Rate and Data at an early date.

Members of the NAB are requested to note their affiliation at the top of the questionnaires. This is important. Standard Rate and Data will be supplied with a revised membership list showing all stations in good standing as of May 1, 1931, so that the questionnaires may be correctly checked.

TRANSCRIPTS COMMITTEE REPORT

[illegible] commercial documents are used in the [illegible] by the permission of the Commercial Committee of the NATIONAL ASSOCIATION OF [illegible] by the authors of the Special Bulletin.

[illegible] held its meeting on February 12 and 13, 1961, and there [illegible] were [illegible] discussions [illegible] at that time. The report has been [illegible] by every member of the Committee and is the final [illegible] [illegible] in the entire membership of the Association. There [illegible] are [illegible] by the Committee.

Attached to the report is a copy of a questionnaire which has been [illegible] in the Commercial Committee of the [illegible] of the NATIONAL ASSOCIATION OF ATTORNEYS AGENTS. [illegible] All Members wished to publish the information found by the [illegible] [illegible] by the [illegible]. [illegible] will probably [illegible] [illegible] [illegible] [illegible] [illegible] [illegible].

[illegible] of the [illegible] are requested to [illegible] their [illegible] [illegible] [illegible]. This is important. Transcript Form and [illegible] will [illegible] with a revised membership list showing all changes in your [illegible] [illegible], [illegible], so that the questionnaire may be correctly checked.

REPORT OF THE COMMERCIAL COMMITTEE MEETING

A meeting of the Commercial Committee of the National Association of Broadcasters was held at New York, N. Y. on February 12 and 13, 1931. Those present were: H. K. Carpenter, WPTF, Chairman; Harry Howlett, WHK; M. Campbell, WHAS; John Karol, WABC; John Shepard 3d, WNAC; E. H. Gammons, WCCO; W. S. Hedges, WMAQ; P. W. Morency, WTIC; Mr. Biard, KFJF.

The Commercial Committee of the NAB believes that broadcasting in America is the finest in the world, that programs of the highest quality are available to the radio audience of the United States without cost either in fees to broadcasters or tax to the government. The committee believes it the duty of broadcasters to exercise every effort to still further improve broadcasting.

Despite the great progress and high standards of American broadcasting, criticism has been directed against current practices - such criticism being inspired largely by various advertising media which fear broadcasting and choose to regard it as a competitor rather than as an additional medium for mass communication. Such critics have no concern for the welfare of the 60,000,000 people in the United States who constitute the radio audience, nor for the effect that their hostility may have on the broadcasting structure of the United States.

It must be appreciated by the radio audience that it costs approximately $75,000,000.00 a year to maintain broadcasting in the United States and that this revenue is provided by program sponsors each of whom is competing for the attention of the radio audience, and is offering as an inducement programs of high quality.

In view of this situation and to further improve broadcasting in America, the committee recommends that broadcasters conform to the following standards:

That when broadcasters engage in the sale of time, broadcasting should be treated as a business, and in placing the business on a sound economic basis, the following principles be recognized:

(a) That service to the listener is a primary requisite to commercial success.

(b) That quality of production should not be sacrificed to commercial expediency.

(c) That each advertiser be required to make a contribution to the entertainment or education of the listener, for the privilege of reaching the radio audience with his message.

(d) That it should be the objective of each commercial station to maintain itself on at least a self-sustaining basis, since any other basis may be characterized as unfair competition with other stations or other advertising media.

(e) That a consistent effort be made by the members of the NAB to improve the technique of broadcast advertising.

The commercial committee of the NAB is composed of members from every part of the nation, who likewise represent each class of broadcasting station. Nevertheless, the committee desires to leave no stone unturned in its effort to secure the benefit of the experience and advice of individual members of the NAB. For that reason, copies of this report are being sent to all members with an urgent request that each member immediately send to the chairman, H. K. Carpenter, WPTF, Raleigh, N. C. his views on this report, together with suggestions for the further consideration of the committee.

I. The committee recommends to station managers and commercial managers that in order to make radio campaigns most effective, they give close study to the use of additional merchandising tie-ups, and that they recommend to

clients use of such tie-ups as will best promote the success of broadcast advertising.

II. The committee recommends that member stations look with suspicion on any so-called "free services" - such as "educational talks," "institutes," and other propaganda with which every station is now being deluged. While the material may be authentic and acceptable in itself, it nevertheless constitutes advertising copy for some enterprise, and should therefore be accepted only on a commercial basis. Income is the life blood of broadcasting stations - they should be self-supporting.

III. Discussion is increasing on the matter of group representation of stations in non-competing territories, although no definite action has been taken up to the present. There is an indication, however, that several of the larger stations outside of New York and Chicago are seriously considering the establishment of a definite office to represent them in metropolitan centers. The committee recommends that member stations watch this movement very carefully.

IV. In the matter of station surveys, the committee is of the opinion that they may be of some value to the individual station, but that results obtained in any one locality do not indicate that the same results will hold true in other localities. In other words, the matter of station surveys is still one for individual stations to handle.

V. There is quite a discussion on the matter of paying a 15% commission on talent as well as time charges, and while Agencies seem to feel that nothing should be done which will give the advertiser the impression that the agency and the station are combining to increase his cost of talent, there nevertheless is the feeling, quite prevalent, that the securing of commercial broadcasts will be made somewhat easier if the Agency knows it

will get a 15% commission on its entire expenditure.

This is another question which will possibly be settled within the next year or two. One point, however, cannot be disguised, and must be borne in mind by the broadcaster - that in the end, it is the advertiser who pays.

VI. The committee recommends that, where it is expedient or necessary to place a local dealer announcement immediately preceding or following a chain program, a rate should be set for that announcement - whether it be a spot rate, or a full rate covering the time of the program to which it is connected. But the committee does not feel that there should be any objection to local announcements on transcription programs, where the program is sold at a national rate, and time for the announcement is included in the time sold.

VII. The committee recommends that a transcription program which is made for a national client should carry the national rate, even if it is placed on the station by a local firm handling the national client's products.

VIII. Any station wanting information on agency rating or lists of agency clients should write to the National Register Publishing Company, 853 Broadway, New York City. This information can be obtained from them at a cost of $25.00 per year, we are given to understand.

IX. New time brokers or station representatives are entering the field constantly. We suggest that any member who is asked for a 15% commission from one of these firms with which he is not familiar, write the Washington Office of our Association where an attempt will be made to obtain the information desired.

In conclusion the committee again reiterated its stand with references to rates and card rates - use the standard AAAA form, and by all means quote

the same national or local rate to everybody. If your rates are wrong, change the rate card, but cutting rates has never proved other than disastrous.

X. The committee definitely recommends opposition to the policy of accepting broadcast advertising on a commission or percentage basis. Such a policy will prove disastrous to the station; it is admission that the station itself doubts its own ability to produce returns commensurate with the expenditure of the advertiser.

- - - -

JOINT MEETING WITH THE RADIO COMMITTEE OF THE AAAA

ST. REGIS HOTEL - - FEBRUARY 13, 1931

Mr. Mims of the AAAA outlined a tentative plan for a study of the radio audience, by offering a series of worthwhile prizes to those who would do the best work in filling in a questionnaire referring to the listening habits of his family over a certain period of time. Such a study would be nation-wide, and all stations probably would be invited to participate.

The plan, which is in but a very elementary stage of development at the present time, was discussed at some length. Mr. Hedges seemed to express the sentiment of those broadcasters present, when he said that he did not believe the broadcasters felt the need of such a survey nearly so much as the Agencies. While the proposed plan is undoubtedly the best so far proposed, it has certain fundamental weaknesses which must be first ironed out. Among these is the fact that a participant in the contest probably would believe he was showing a better use of radio by the family studied, if his report showed a large number of stations, and a great variety of programs. Such a tendency would be diametrially opposed to the efforts of all stations, who strive to further the habit of listening to one station only. The plan nevertheless looks toward

the possibility of something very interesting in the future, in the line of a national survey.

Mr. Benson of the AAAA then presented a list of items which are not now contained in Standard Rate and Data in information concerning stations. He said that Standard Rate and Data had agreed to carry this information if stations would furnish it. It is the recommendation of the committee that member stations furnish this additional data, if and when Standard Rate and Data asks for it.

Following is the suggested questionnaire form which has been approved by the NAB and AAAA:

City Call Letters

Member NAB

I. Ownership Data

Owner -
Owner's business -
Owner's address -
If affiliated with newspaper, state name and whether newspaper owns and operates station -
Length of time under present ownership -
Date present call letters assigned -

II. Location and Operation Data

Studio Location -
Transmitter Location -
Type of channel -
Operating power - Day - Night -
Wave Length - Frequency -
Time Limitations -

Time used -
Hours of Operation - Morning
Afternoon
Evening

Network Affiliations - National -
Regional -

III. Transcription Information

Can Handle 78 RPM
Can Handle 33 1/3 RPM
Makes of single turntable equipment -
Makes of double turntable equipment -
Time Restrictions -
Service Charge -

IV. Commission and Discounts

Cash Discount - Cash Discount Date - On Gross or Net?
On Time? On Talent Charges?
15% Commission to recognized agencies on time - On Talent Charges-
Time Discounts?

V. Contract and Other Requirements

State whether rates include artists' services -
State whether local talent available -
Prices upon application?
Facilities for handling programs originating outside of studio, by remote control -
Prices on application?
Contracts for longer than one year?
Closing time -

VI. Features now available for complete sponsorship

Name	Type	Time	Frequency of appearance	Rate

VII. Features now available for Participating Sponsorship

Name	Type	Time	Frequency of appearance	Rate

VIII. Rates and Schedules - Rates effective when? Are Rates here published National? Local Rates on application?

IX. Salaried Representatives - Names Addresses
Exclusive Brokers - Names Addresses

- - - -

[illegible] - Regional -
Regional -

[illegible] Communication Information

[illegible] - [illegible]
[illegible] - [illegible]
[illegible] - [illegible]
[illegible] - [illegible]
[illegible] - [illegible]
[illegible] -
[illegible] -

IV. Population and Dwellings

[illegible] - [illegible] - [illegible]
[illegible] - [illegible]
[illegible] - [illegible]
[illegible]

V. [illegible] and Other Facilities

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

[illegible]

[illegible]	[illegible]	[illegible]	[illegible]

VII. [illegible] Availability [illegible]

[illegible]	[illegible]	[illegible]	[illegible]

VIII. [illegible] and [illegible] - [illegible]

[illegible] [illegible]

IX. [illegible] - [illegible]

[illegible] - [illegible]

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

May 2, 1931

"THE AMERICAN PLAN"

The idea of broadcasting sponsored by advertising, operated by private enterprise and regulated in the public interest by the Federal Government was referred to by Senator Dill a year ago as the American Plan of broadcasting.

Broadcasting in the United States is the most successful in the world. Its development has been more rapid and its public acceptance has been more widespread than in any other country.

In a period of general business depression, broadcasting has continued to show increased growth. The American Plan of broadcasting has been tried and has proved its success.

The National Association of Broadcasters has been the staunchest defender of this American Plan.

While the Association's membership has increased enormously during the past six months, a successful defense of the American Plan in the hectic days ahead call for 100 per cent organization of the industry. Every intelligent broadcaster must understand the legislative battles looming in the horizon. Every broadcaster knows of the attempts being made to restrict broadcasting's further development. Every broadcaster owes a duty to the industry to help the NAB in its defense of the American Plan.

- -

May 2, 1931

HIGH POWER DECISIONS DELAYED

Action on high power applications will be delayed indefinitely as a result of the refusal of the Supreme Court of the United States to review the lower court's decision in the DeForest Radio Company's suit against the Radio Corporation of America. The court's action has the effect of making final the decision of the U. S. Circuit Court of Appeals for the Third Circuit rendered on February 11, 1931, holding that the famous "tube clause" violated the Clayton Act.

Section 13 of the Radio Act of 1927 directs the Commission to refuse licenses to "any person, firm, company, or corporation, or any subsidiary thereof, which has been finally adjudged guilty by a Federal court of unlawfully monopolizing or attempting unlawfully to monopolize, after this act takes effect, radio communication, directly or indirectly, through the control of the manufacture, or sale of radio apparatus, through exclusive traffic arrangements, or by any other means or to have been using unfair methods of competition."

The RCA and its subsidiaries, including the National Broadcasting Company, hold more than 1400 licenses from the Commission. What action the Commission is bound to take under the court's decision must be decided by the Legal Division of the Commission to which the licensing body this week referred the matter.

Extensive litigation undoubtedly will follow if the Commission decides to refuse license renewals to the RCA and such litigation might have as its foundation the validity of the Radio Act itself and the power of the Federal government with respect to the licensing of radio stations of all classes.

Anticipating action adverse to the RCA and its subsidiaries, WTMJ, The Journal Company, Milwaukee, Wisc., which has pending an application for 870 kc, the channel occupied by WENR and WLS, Chicago, Illinois, this week filed a motion requesting that the Commission allocate to it the channel which WENR now occupies. It is set up that WENR is now being operated by the National Broadcasting Company and that its license is affected by the court's action in the tube case.

The action of the court drew statements from both the RCA and complaining independent manufacturers.

"The so-called 'Clause 9' case involved no issue and resulted in no adjudication of the kind contemplated by Section 13 of the Radio Act which relates to the matter of licenses granted by the Federal Radio Commission for the operation of radio transmitting stations," John W. Davis, counsel for the RCA stated.

Oswald F. Schuette, executive secretary of the Radio Protective Association, which has consistently attacked the RCA, issued a statement saying:

"Besides settling legal questions involved in more than fifty million dollars worth of triple damage suits already filed against the Radio Corporation of America, the Supreme Court's decision is a mandate to the Federal Radio Commission to stop at once all grants of broadcasting or communication licenses to the Radio Corporation of America, National Broadcasting Company, R.C.A. Communications Inc. and Radio-Marine Corporation of America."

Senator Couzens, chairman of the Senate Interstate Commerce Committee, was one of the first on Capitol Hill to make public his views. He said the intent of Congress was clearly expressed in Section 13 of the act and if the Commission needed more specific legislation, Congress was ready to supply it.

- - -

COMMISSION BATTING AVERAGE HIGH

The Government was successful in its fourth criminal prosecution involving the operation of radio stations without licenses. The most recent conviction was obtained in the U. S. District Court for the Eastern District of New York and as a result of the conviction Cecil F. (Sparkey) Molyneux has been sentenced to a year in penitentiary. Macomb McMaster, who was also convicted in the same proceeding, was given a year in the penitentiary but sentence was later suspended. Of the four indictments secured for violation of the Radio Act, all resulted in convictions. Two persons in Pennsylvania are now under indictment for operating without a license. Paul D. P. Spearman, assistant general counsel, appeared for the Commission in each of the cases.

- - -

CHANNEL DUPLICATION DELAYED

Action on a resolution introduced by Commissioner Lafount under which the other zones would enjoy clear channel facilities similar to those now enjoyed by the first zone was deferred by the Commission on April 30. The resolution, following two explanatory paragraphs, is as follows:

"Be it resolved that Zones Two, Three, Four and Five be allowed the privileges enjoyed by the First Zone, and that the Engineering Division be, and they are hereby, instructed to recommend to the Commission such changes in station assignments and such power increases as shall bring about the equality here sought."

- - -

G.O.P. PLANS RADIO STATION

The Republican party must be added to the growing number of special groups demanding broadcasting facilities. Reports from Little Rock, Ark. state that the Republican Committee of that State has offered to build a radio station for use in the 1932 campaign. This announcement was made following a conference of state leaders with Representative Franklin W. Fort of New Jersey.

- - -

FLORIDA OVERQUOTA - APPLICATION DENIED

The Commission decided, in the case of Lakeland Broadcasting Co. Lakeland, Fla. (Docket 1030) requesting authority to erect a new local station, that where both the Zone and State are over quota the granting of an application increasing facilities would result in a violation of the Davis Amendment. The decision stated that Lakeland and surrounding area are now receiving good radio service from several nearby regional stations, and that the granting of this application would not serve public interest, convenience or necessity.

- - -

May 2, 1931

CUBA HAS SEVENTY TWO STATIONS

The Electrical Division of the Department of Commerce on May 1 made public the latest revised list of North American Broadcasting stations which shows that Cuba has 72 stations; Canada, 67; Mexico, 34; Newfoundland, 2; Salvador, 1; Dominican Republic, 1; Costa Rica, 1; Haiti, 1; Honduras, 1; and Bermuda, 1. Except for Canada, these countries do not adhere to a 10 kilocycle frequency separation.

- - -

HONG KONG REQUIRES RECEIVING SET LICENSES

Licenses are required for radio receiving sets in Hong Kong and the total number of licenses issued in 1930 was 1,596, according to the Department of Commerce. In January, 116, and in February 48, new license were issued, making a total of 1760 licensed sets in the colony at the present time. It is estimated that between 60 and 75 per cent of these license are owned by Chinese.

- - -

ITALIANS REGULATE TELEVISION

The Italian Government has approved a tentative plan under which additional control over radio broadcasting is to be extended to telephotography and television, according to the Department of Commerce.

- - -

DX PROGRAMS SCHEDULED

Station WEAO, Columbus, Ohio, will broadcast a special DX program, Saturday, May 9, at 1:30 a.m. WEAO operates on a frequency of 570 kc, with 750 W. Telegrams will be read and requests are solicited.

The Committee on Programs for the Newark Evening News Radio Club announces the following DX programs for the season: SUNDAY, May 3, KFSG, Los Angeles, 1120 kc, until 1:30 a.m. EST; KFOR, Lincoln, Nebr. 1210 kc, 4:00 to 5:00 a.m. EST. WEDNESDAY, May 6, WOPI, Bristol, Tenn. 1500 kc, 3:00 to 5:00 a.m. EST. SUNDAY, May 10, WHBF, Rock Island, Ill. 1210 kc, 3:00 to 5:00 a.m. EST; KVOA, Tucson, Ariz. 1260 kc, 3:00 to 5:00 a.m. EST. And, SUNDAY, May 17, KFOR, Lincoln, Nebr. 1210 kc, 4:00 to 5:00 a.m. EST. Mr. C. M. Falconer, vice president of the Newark Evening News Club has furnished the NAB with this DX program service since the first of the year in the hope that it might be of value to member stations.

- - -

ATTEMPT TO AMEND 102 FAILS

A resolution presented by Commissioner Sykes to amend General Order 102 was defeated by a vote of 3 to 2 by the Commission on April 30. The defeated amendment, which would have constituted a new paragraph in the order, is as follows:

"An application for radio facilities or for additional radio facilities may also be granted by the Commission in any state regardless of quota, provided the Commission is satisfied that there will be no interference or increase in interference caused by the operation of the applicant with existing stations, and that the community is in need of additional radio facilities, and that it would be in the public interest, convenience or necessity to grant said application."

- - -

ASKS BAN ON LOTTERIES

As an aftermath of the annual meeting in New York last week, the American Newspaper Publishers Association, on April 27, addressed a letter to the Commission insisting that a general order be adopted forbidding the broadcasting of advertising programs, or other programs, which involve the advertising of lotteries or other schemes of chance in which the prizes depend, in whole or in part, upon chance.

The letter stated that lotteries are illegal in the United States, not only under the Federal laws, but under State laws in practically all the forty-eight states, but that because of the absence of any specific provision of the Radio Law preventing the broadcasting of lotteries, during the last few months the practice of broadcasting lottery programs has grown to such proportions that the Commission should take immediate cognizance of it.

It was further pointed out in the letter that Secion 213 in the Criminal Code makes it illegal for a newspaper to print any lottery advertising or scheme of chance advertising of any kind or description, and that, in view of the Federal Statutes, as well as the State laws, the Commission, under the broad terms of the Act which created it, not only has authority, but should exercise such authority to prevent the further broadcasting of lottery and scheme of chance advertising.

- - -

SOME WANT ADS

Middle-aged man with wide experience in advertising and publishing fields desires broadcasting station connection. Prefers position on Pacific Coast where he has had advertising experience. Address NAB A5131

- - -

Creator of several successful radio features, performer, announcer, continuity writer desires position in program department of broadcasting station. Has filled successfully positions with two leading eastern stations. Address NAB B5131.

- - -

Station in large eastern city is looking for a commercial man who can really sell time and aid in development of station. Give details of experience and references with reply. Address NAB C5131.

- - -

May 2, 1931

WISCONSIN RANKS THIRD

Wisconsin, with 51.1 per cent of its families radio-equipped, ranks third among the 20 states for which the Census Bureau has announced receiving sets statistics. Connecticut ranks first with 54.9 per cent and the District of Columbia second with 53.9 per cent.

The figures for the first 20 states announced are as follows:

STATE	NO. OF FAMILIES	PERSONS PER FAMILY	NO. OF RADIOS	PER CENT
ALABAMA	592,530	4.5	56,491	9.5
ARIZONA	106,630	4.1	19,295	18.1
ARKANSAS	439,408	4.2	40,248	9.2
COLORADO	268,531	3.9	101,376	37.8
CONNECTICUT	389,596	4.1	213,821	54.9
DELAWARE	59,295	4.0	27,183	45.8
DISTRICT OF COLUMBIA	126,014	3.9	67,880	53.9
FLORIDA	377,823	3.9	58,446	15.5
GEORGIA	654,009	4.5	64,908	9.9
IOWA	636,905	3.9	309,237	48.6
KANSAS	488,055	3.9	189,527	38.8
MAINE	198,372	4.0	77,803	39.2
NEVADA	25,730	3.5	7,869	30.6
NEW HAMPSHIRE	119,660	3.9	53,111	44.4
NEW MEXICO	98,820	4.3	11,404	11.5
NORTH DAKOTA	145,382	4.7	59,352	40.8
UTAH	116,254	4.4	47,729	41.1
VERMONT	89,439	4.0	39,913	44.6
WEST VIRGINIA	374,646	4.6	87,469	23.4
WISCONSIN	713,576	4.1	364,425	51.1

- - -

May 2, 1931

WHAT IS PROFANE LANGUAGE?

The action of Howard Miller, WELK, Philadelphia, Pa. last Saturday in cutting off the speech of Maj. Gen. Smedley D. Butler for using the word "hell" in a speech has provoked wide comment in the press.

The only direct injunction against the use of profane language by radio communication in the Radio Act of 1927 is contained in Section 29 of the law which states that "no person within the jurisdiction of the United States shall utter any obscene, indecent, or profane language by means of radio communication."

Each of the words "obscene," "indecent" and "profane" have been defined legally. A discussion of the word "profane" as used in the Radio Act appears in the recent decision of the U. S. Circuit Court of Appeals for the Ninth Circuit in the case of Robert Gordon Duncan v U. S. (not yet reported). The court said:

"The question of what constitutes profane language has been before the courts for centuries. The subject is usually dealt with as a branch of the common law offense of blasphemy, but in the United States particularly it has been a frequent subject of legislation. In the Century Dictionary, "profane" is defined as follows: 'Irreverent toward God or holy things; speaking or spoken, acting or acted, in manifest or implied contempt of sacred things; blasphemous: as, profane language; profane swearing.' In Gaines v State, 75 Tenn. 410, decided in 1881, the defendant was charged with uttering a profane oath in a public place, etc. It was said:

> 'Any words importing an imprecation of divine vengeance or implying divine condemnation, so used as to constitute a public nuisance, would suffice. Isom v State, September Term, 1880; Holcomb v Cornish, 8 Conn. 375.'

"In Stafford v State, 44 So. 801, 91 Miss. 158, in dealing with the following language, 'Go to hell, you low down devils' the court said:

> 'That language does not violate the statute since, upon strict construction, which is required of the courts, it lacks any 'imprecation of divine vengeance' and does not 'imply divine condemnation.' (Citing State v Wiley, 76 Miss. 282). There was simply a rude request or order to go to hell, with no necessity to obey, no power to enforce obedience, and no intimation that the irresistible Power had condemned, or was invoked to condemn, them to go to hell.'

"In a more recent case, City of Georgetown v. Scurry, 73 S.E. 352, the court said:

> 'It is true that profane language is irreverent toward God or holy things.'

"In the case of Roberts v. State, the Supreme Court of Georgia in May, 1904, seemed to be of the opinion that the words, 'I can whip any damn Groover of the name,' was profane language, but remanded the case for a new trial because of erroneous instructions with relation to other language contained in in the indictment.

[illegible]

"In Holcomb v. Cornish, 8 Conn. 374, decided by the Supreme Court of Connecticut in 1831, defendant was found guilty of the use of profanity in refering to another as a "damned old rascal," and also using the name of the Deity in that connection. The court, speaking through Williams, Justice, in answering the contention that the language used did not constitute profane cursing and swearing, said:

> 'Some of these words, I have no doubt, are clearly within the statute. They are imprecations of future divine vengeance upon the magistrate. Others may be of more doubtful import. It will hardly be denied that they are profane. * * * '

"The Supreme Court of Mississippi in Orf v. State, decided in June, 1927, 113 So. 202, said:

> 'We think the language, 'Well, the damn thing is done broke up' (referring to Sunday school being held in the church), implied divine condemnation, and was 'so used as to constitute a nuisance.'

"In reaching that conclusion the court quoted the definition of 'damn' given in Webster's Dictionary, as follows:

> 'To invoke condemnation; to curse; to swear; to invoke condemnation upon; to condemn to eternal punishment in a future world; toconsign to perdition.'

"This court also relied on State v. Wiley, 76 Miss. 282, 24 So. 194, supra.

"The Supreme Court of Judicature in the State of New Jersey in 1837, in the case of Johnson v. Barclay, 16 N. J. Law Reports 1, sustained a conviction for profane swearing. It was alleged in that case that the defendant swore thirty-three profane oaths in the words 'By God, etc.' It was held that this was sufficient allegation in an information where such language was alleged to have been used profanely. In answer to the contention that these words might have been used innocently the court stated:

> 'It is sufficient answer to this, to say, that if the words were so used, by the defendant, or were spoken by him in connection with any other words, in the ordinary course of argument, or conversation, then Barclay, the informant, has committed perjury, for he swears that Johnson uttered profane oaths * * * Profane oaths and rational conversation, are very different things, and it does not require judicial skill to distinguish the one from the other.'

The Supreme Court of Arkansas in 1894, in the case of Bodenhamer v. State, 28 S.W. 507, 60 Ark. 10, considered the sufficiency of an indictment and instruction in the prosecution for profane swearing and cursing. It was held that the following instruction to the jury was proper, to-wit:

> 'The jury are instructed that, before they are authorized to find the defendant guilty, they must believe beyond a reasonable doubt that the defendant did, in Baxter county,

"In Robsons v. Donnish, 6 Cush. 274, decided in the Supreme Court of Massachusetts in 1851, difficulties was found worthy of the use of profanity in reply to questions by a "damned old rascal," and also using the words of the Ten Commandments. The court, speaking through Williams, Justice, in sustaining the contention that the language used did not constitute provocation, said as follows:

> "Some of these words, I have no doubt, are strongly relating to profanity. They are imperatives of frequent occurrence in the vernacular. Courts may be of course, careful lest they mistake the meaning. It will hardly be denied that they are profane.

"In Sparrow Court of Massachusetts in Orr v. State, decided in 1866, Ellis Bro., C.J., said:

> "Using the language, 'Well, the damn thing is dry' in a hearing and (pertinent to Sunday morning) being held in the course, [illegible] divine conversation, [illegible] be used as the proper [illegible] a minister."

"In rendering that opinion the court quoted the definition of profane in Webster's Dictionary, as follows:

> "To invoke condemnation; to curse; to swear; to invoke [illegible] to profane; to profane to observed [illegible] in a manner [illegible]; unholy; [illegible] to profanation."

"Orr was also relied on State v. Kelly, 76 Miss. 502, 24 So. 114, [illegible]

"In Supreme Court of Indiana in the State of New Jersey in 1867, in [illegible] v. Tinsley, 16 N. J. L. Reports 1, sustaining a conviction for [illegible], it was alleged in that case that the defendant swore [illegible] profane words in the words 'by God, etc.' It was held that [illegible] in an information under such language was alleged [illegible] and sufficient. In answer to the contention that [illegible] Lord Chief Justice [illegible] said:

> "It is sufficient answer to this, to say, that in the words [illegible] the defendant, or have spoken by him in connection with any other words in the ordinary course of [illegible], or conversation, then Deity, the Almighty, the [illegible] Divinity, for he swears that Johnson uttered profane [illegible] Jesus and religious conversation, or [illegible] very different things, and it does not matter [illegible] to distinguish the one from the other."

The Supreme Court of Arkansas in Ish, in [illegible] 21 S.W. 477, 60 Ark. 10, [illegible] [illegible] statutes in the [illegible] [illegible]

and State of Arkansas, within twelve months preceding the indictment, profanely swear or curse. To profanely swear would be to irreverently, disrespectfully, or contemptuously take the name of God in vain.'

"Under these decisions, the indictment having alleged that the language is profane, the defendant having referred to an individual as 'damned,' having used the expression 'By God' irreverently, and having announced his intention to call down the curse of God upon certain individuals, was properly convicted of using profane language within the meaning of that term as used in the act of Congress prohibiting the use of profane language in radio broadcasting."

- - -

STATE ARGUES CENSORSHIP POWER

The state has power to prohibit a station from broadcasting advertising of an insurance company if the company has failed to comply with the insurance laws of the state in which the station is located, it was argued by the New York Attorney General's office in a test action brought by the State Insurance Department against the International Broadcasting Corporation, WOV, New York. The station broadcast programs of the Mutual Life Insurance Company of Des Moines, Iowa, which company has not complied with the insurance laws of New York State. The station argues that the state has no power to interfere with interstate commerce. The case was argued in the Yorkville Court before Magistrate Weil who reserved decision until May 12 to give counsel opportunity to file briefs.

- - -

84-YEAR OLD JUDGE RADIO FAN

Judge Buck, 84 years old, of the San Mateo County, Calif. superior court recommends radio programs for domestic difficulties. During a divorce hearing, the aged jurist referred to one of Edgar Guest's broadcasts including a poem on how parents should behave. He postponed the case, instructed attorneys to effect a reconciliation of the couple and announced from the bench that each complaining couple in his court would be given a copy of the Guest poem.

- - -

RADIO EDUCATION TO BE STUDIED

Use of the radio as a means of direct education, indirect educational influence of broadcasting, technique of broadcasting the spoken word and relationship between the broadcaster and the listener are subjects which will be discussed at the International Conference on Education to be held in Vienna this summer, according to Levering Tyson, executive officer of the National Advisory Council on Radio in Education.

- - -

[illegible]

May 2, 1931

65 STATIONS HOLD TO 50 CYCLES

Continued improvement in the ability of the country's broadcasting stations in staying within the allotted wave-lengths lead to the belief that they are becoming more familiar with technical means of operations, according to W. D. Terrell, Director of the Commerce Department's radio division.

"Stations are allowed to deviate 500 cycles either way on their frequencies, but many stations have now become so proficient as to permit deviations of only 50 cycles, it was stated. The month of March saw 65 of the country's stations in this category, while 63 were under the 100 mark, 77 under the 200 mark, and 132 ranging at 200 cycles and over. Only 337 stations out of the total 612 were measured during March,"Mr. Terrell said.

A list of those deviating under 50 cycles is as follows:

KFDM, Beaumont, Texas; KFEQ, St. Joseph, Missouri; KFSD, San Diego, Calif.; KFXF, Denver, Colo.; KFYR, Bismarck, N. Dak.; KGBX, St. Joseph, Missouri; KGKY, Scotts Bluff, Nebraska; KHQ, Spokane, Wash.; KMBC, Kansas City, Missouri; KMO, Tacoma, Wash.; KREG, Santa Ana, Calif.; KWKH, Shreveport, La.; WAAF, Chicago, Illinois; WBBM, Chicago, Illinois; WBCM, Bay City, Mich.; WBEN, Buffalo, N. Y.; WCAP, Asbury Park, N. J.; KFH, Wichita, Kansas; WHB, Kansas City, Mo.; WHO, Des Moines, Iowa; WIBW, Topeka, Kansas; WICC, Bridgeport, Conn.; WIP, Philadelphia, Pa.; WJAR, Providence, R. I.; WJAX, Jacksonville,Fla.; WJAY, Cleveland, Ohio; WKBN, Youngstown, Ohio; WKRC, Cincinnati, Ohio; WLEY, Lexington, Mass.; WLIT, Philadelphia, Pa.; WMCA, New York, N. Y.; WMSG, New York, N. Y.: WMT, Waterloo, Iowa; WNAX, Yankton, S. Dak.; WOC, Davenport, Iowa; WCBM, Baltimore, Md; WDAF, Kansas City, Missouri; WDBO, Orlando, Fla.; WEAF, New York, N. Y.; WEEI, Boston, Mass.; WENR, Chicago, Ill.; WFAN, Philadelphia, Pa.; WFBR, Baltimore, Md; WGBS, New York, N. Y.; WGES, Chicago, Ill.; WGH, Newport News, Va.; WGR, Buffalo, New York; WGST, Atlanta, Georgia; WGY, Schenectady, N. Y.; WHAP, New York, N. Y.; WOQ, Kansas City, Missouri; WOR, Newark, N. J.; WOW, Omaha, Nebraska; WPTF, Raleigh, N. Car.; WRBX, Roanoke, Va.; WREC, Memphis, Tenn.; WRNY, New York, N.Y.; WRUF, Gainesville, Fla.; WSB, Atlanta, Georgia; WSBC, Chicago, Illinois; WSUI, Iowa City, Iowa; WTAG, Worcester, Mass.; WTMJ, Milwaukee, Wisconsin; WWRL, Woodside, N. Y.; WWVA, Wheeling, W. Va.

- - -

SIMULTANEOUS DAY OPERATION AUTHORIZED

At a session on April 27, the Commission issued special temporary authorization for the period beginning April 30, and ending July 1, permitting the following stations to operate simultaneously during daylight hours, pending action on formal applications for modification of licenses: WJBK, Highland Park, Michigan, and WIBM, Jackson, Michigan; WAPI, Birmingham, Alabama, and KVOO, Tulsa, Oklahoma; WOWO, Fort Wayne, Indiana, and WWVA, Wheeling, West Virginia; KSCJ, Sioux City, Iowa, and WTAQ, Eau Claire, Wisconsin; WOS, Jefferson City, Missouri, WGBF, Evansville, Indiana, and KFRU, Columbia, Missouri; WSFA, Montgomery, Alabama, and WODX, Mobile, Alabama; WKBH, La Crosse, Wisconsin and KSO, Clarinda, Iowa.

- - -

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] Des Moines, Iowa: WHO, [illegible]

[illegible] Providence, R. I.; [illegible]

[illegible] Iowa City, Iowa: [illegible]

[illegible] Wisconsin: [illegible]

[illegible]

At a meeting on April [illegible] earlier for the period beginning April 23, [illegible] following stations to operate simultaneously during daylight [illegible] action on formal applications for modification of licenses: [illegible] Michigan, and [illegible] Tulsa, Oklahoma; [illegible] Fort Wayne, Indiana, and [illegible] Iowa, and [illegible] Eau Claire, Wisconsin; [illegible] Evansville, Indiana, and [illegible] Alabama, and [illegible]

[illegible]

May 2, 1931

KPSN LICENSE IS REFUSED

In the cases of C. Merwin Dobyns, Long Beach, Calif. (KGER) requesting change in operating hours to unlimited time, and Pasadena Star News Publishing Co. Pasadena, Calif. (KPSN) applying for renewal of license, the Commission, sustaining the Examiner's Report, granted the request of KGER and denied a license to the Pasadena station. The Commission decided that where two stations are supposed to share time, and one station uses less than its portion, the station not making full and complete use of the assigned facilities does not serve the public interest, convenience or necessity. Where two or more stations serve the same community, and the programs of one are duplicated in their entirety by other stations serving that area, the Commission is of the opinion that it would result in a more economical use of broadcast facilities if the license of one of the stations broadcasting the duplicated programs be withdrawn.

- - -

OHIO APPLICATION DENIED

Transmitters proposed to be used in the operation of broadcast stations must conform to modern engineering practice and the regulations of the Commission, according to the opinion of the Commission issued in denying the application of Alliance Radio Engineering Laboratories, Alliance, Ohio, to erect a new 10 watt station on 1500 kc, unlimited time, (Docket No. 912). The Commission further cited the possibility of interference with WWSW, Pittsburgh, Pa. in giving reasons for sustaining the Examiner's Report.

- - -

DENIAL OF LICENSE RECOMMENDED

Denial of the application of WREC Inc. Memphis, Tenn. for renewal of the license of WREC is recommended by Examiner Elmer W. Pratt in a report proposed to the Commission this week. The report, however, is not final and may be accepted or rejected by the Commission.

"In view of the present state of the radio broadcasting art and the responsibility to the public assumed by the licensee when it engaged in broadcasting, it appears that the contin ued use of excess power, the representations to prospective customers of such use of excess power and the continued failure over a long period of time to comply with regulations relative to apparatus and the computation of power are due to negligent and inefficient management and operation," the Examiner stated in his report.

WREC operates on 600 kc with 500 watts night, and 1 KW day, unlimited. The case was heard on January 20, 1931 (Docket No. 1049).

- - -

APPLICATION DENIED

WGBS	General Broadcasting System Inc. New York, N. Y.	Denied authority to operate until 11 p.m. EST on evening of April 30, in order to broadcast political speeches.

- - -

May 2, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, May 4, 1931.

TUESDAY, May 5, 1931

NEW	Wm J. Hays Portsmouth, Ohio	C. P.	1310 kc Unlimited time	100 W.

(For parties notified because of pending applications, see hearing notice.)

W D R C	WDRC, Inc. Hartford, Conn.	Mod. Lic.	1330 kc Unlimited time	1 KW

Present Assignment: 1330 kc 500 W. Unlimited time

(For parties notified because of pending applications, see hearing notice.)

W S A I	Crosley Radio Corp.	Mod. Lic.	1330 kc Unlimited time	500 W. 1 KW LS

Present Assignment: 1330 kc 500 W. Unlimited time

(For parties notified because of pending applications, see hearing notice.)

NEW	New Philadelphia Brdcg Co. New Philadelphia, Ohio	C. P.	1370 kc Unlimited time	100 W.

(For parties notified because of pending applications, see hearing notice.)

NEW	Howard B. Hoel and Chas. M. Dean Norwood, Ohio	C. P.	1420 kc Unlimited time	100 W.

(For parties notified because of pending applications, see hearing notice.)

NEW	Ohio Broadcasting Corp. Cleveland, Ohio	C. P.	1210 kc Unlimited time	100 W.

(For parties notified because of pending applications, see hearing notice.)

[illegible] SCHEDULE B

[illegible] Affiliation, certain or [illegible] [illegible]
[illegible], 1967.

[illegible] ENROLLMENT, [illegible] - 1967

[illegible]	[illegible] Dow [illegible], Ohio	[illegible]	1800 [illegible]	[illegible]

(For service [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
see [illegible] section.)

[illegible]	[illegible] Inc. [illegible], Ohio	[illegible]	[illegible]	[illegible]

[illegible] [illegible] [illegible] [illegible] [illegible]

(For service modified because of [illegible] [illegible] [illegible]
[illegible] section.)

[illegible]	[illegible] Lake Farm	[illegible]	1800 [illegible]	[illegible]

[illegible] [illegible] [illegible] [illegible] [illegible]

(For service modified because of [illegible] [illegible] [illegible]
see [illegible] section.)

[illegible]	[illegible] Philadelphia Paint Co. [illegible] Philadelphia, [illegible]	[illegible]	[illegible]	[illegible]

(For service modified because [illegible] [illegible] [illegible]
see [illegible] section.)

[illegible]	[illegible] Fuel [illegible] [illegible], [illegible] [illegible], Ohio	[illegible]	[illegible]	[illegible]

(For service modified [illegible] [illegible] [illegible] [illegible]
see [illegible] section.)

[illegible]	[illegible] Ohio [illegible] Corp. [illegible], Ohio	[illegible]	1,250 [illegible]	[illegible]

(For service modified because of [illegible] [illegible] [illegible]
see [illegible] section.)

HEARING CALENDAR (Continued)

TUESDAY, May 5, 1931 (continued)

W A L R	Roy W. Waller Zanesville, Ohio *	Vol. Assign. of Lic. Requests authority to assign his radio broadcasting license to the Akron Broadcasting Company.	1210 kc Unlimited time	100 W.
W A L R	Akron Broadcasting Co. Akron, Ohio *	C. P. Requests authority to move studio and transmitter from Zanesville to Akron.	1210 kc Unlimited time	100 W.
NEW	Ohio Radio Broadcasting Canton, Ohio *	C. P.	1200 kc Unlimited time except to share with WNBO Sundays.	100 W.

*(For parties notified because of pending applications, see hearing notice.)

FRIDAY, May 8, 1931

NEW	Warren C. Davenport Augusta, Georgia	C. P.	1200 kc 8 hours daily	100 W.

(For parties notified because of pending applications, see hearing notice).

NEW	Charles S. Andrews Charlotte, N. C.	C. P.	920 kc Unlimited time	1 KW

(For parties notified because of pending applications, see hearing notice.)

W I L	Missouri Broadcasting Corp.	Mod. of Lic. Unlimited time	1200 kc	250 W. 100 W LS

Present Assignment: 1200 kc 250 W
Shares time with WMAY & KFWF 100 W LS

- - -

ACTION ON EXAMINER'S REPORTS

WBBS Ex. Rep. No. 93	Boston Broadcasting Co. Boston, Mass.	Application for renewal of license denied, sustaining Chief Examiner Yost.
WLOE Ex.Rep. No. 93	Boston Broadcasting Co. Boston, Mass.	Application for mod. of lic. so as to have unlimited time, denied - sustaining Chief Examiner Yost.
KGER Ex.Rep. No. 102	C. Merwin Dobyns Long Beach, Calif.	Application for unlimited time, from sharing with KPSN, Pasadena, granted - sustaining Examiner Pratt.
KPSN Ex.Rep. No.102	Pasadena Star News Publ.Co. Pasadena, Calif.	Application for renewal of license sharing time with KGER on 1360 with 1 KW power, denied effective April 30 - sustaining Examiner Pratt.
NEW Ex.Rep. No.101	Lakeland Broadcasting Co. Lakeland, Florida	Denied C. P. for new station to operate on 1310 kc, 100 watts, unlimited hours - sustaining Examiner Yost.
KFUL Ex.Rep. No. 89	Will H. Ford Galveston, Texas	Granted renewal of license - sustaining Examiner Pratt;
	- and -	and
KTSA Ex.Rep. No.89	Lone Star Broadcast Co.Inc. San Antonio, Texas	Denied mod. of lic. - sustaining Examiner Pratt.
NEW Ex.Rep. No. 95	Alliance Radio Engr. Labs Alliance, Ohio	Denied C. P. for new station to operate on 1500 kc, 10 watts, unlimited hours - sustaining Examiner Pratt.

- - -

BOSTON STATIONS LOSE DECISION

Where an application for renewal of license is filed by a licensee who has not made use of the station's facilities for a period of more than ten months, and the equipment of such station has been dismantled, there has been an abandonment or forfeiture of license, according to a decision by the Commission in the cases of Boston Broadcasting Co. (WBBS) Boston, Mass. and Boston Broadcasting Co. (WLOE) Boston, Mass. (Dockets 1002,1003, and 997), sustaining the report of the Examiner. WBBS had filed an application for renewal of license and also requested a change in frequency from 1500 to 1180 kc and limited time. The second application of WLOE sought unlimited time on the present assignment of 1500 kc. The Commission was of the opinion that where an area is now receiving good service from local, regional and cleared channel stations, applications for more facilities in such area should be denied unless there is a clear showing that public interest, convenience or necessity would be served by the granting of said application.

- - -

[illegible] - SCHEDULE OF BIDS

[illegible] Boston Brewing Co.
[illegible] Boston, Mass.

[illegible] Boston Refrigerating Co.
[illegible] Boston, Mass.

[illegible] C. Morris Thomas
[illegible] Saint Paul, Minn.

[illegible] Dunham Bush Sales Corp.
[illegible] Hartford, Conn.

[illegible] Jackson Brewing Co.
[illegible] Jackson, Mich.

[illegible] Jack Lee
[illegible] Galveston, Texas

- end -

[illegible] Dean Star Brewing Co.Inc.
[illegible] San Antonio, Texas

[illegible] Alliance Coil Mfg. Corp.
[illegible] Alliance, Ohio

[illegible]

[illegible] - SCHEDULE DESCRIPTIONS

[illegible]

[illegible]

[illegible]

May 2, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF GRANT
W S A Z	WSAZ, Inc. Huntington, W. Va.	Granted mod. of C. P. change location of transmitter to outside of city limits, and extend commencement date to 3/15/31.
K F I	Earle C. Anthony, Inc. Los Angeles, Calif.	Granted mod. of lic. extend completion date of C. P. to July 1st.
W T I C W B A L W E A F W J Z	Travelers Brdcg Service Hartford, Conn. Cons. Gas & Elec. Co. Baltimore, Md National Brdcg Co. New York, N. Y.	Granted authority to operate synchronously to May 31, 1931.
WHEC-WABO	Hickson Elec. Co. Rochester, N. Y.	
W H P W O K O W C A H	WHP, Incorporated Harrisburg, Pa. WOKO, Inc. Albany, New York Commercial Radio Service Columbus, Ohio	Granted extension to July 1, 1931, of special authorization to operate simultaneously on frequency 1430 kc.
W C F L	Chicago Federation of Labor Chicago, Illinois	Granted special authorization to operate the first 2 hours after sunset at Seattle, subject to revocation in case such operation results in interference with station KJR, Seattle, for period ending August 1, 1931, on 970 kc.
K E L W	Union Bank & Trust Co. of Los Angeles Guardian of Estate of Earl L. White, Burbank, California	Granted temporary 30 day license pending action on Examiner's Report.
W M C A	Knickerbocker Brdcg Co. New York, N. Y.	Granted authority use portable to test new transmitter location.
K F W I	Radio Entertainments, Inc. San Francisco, Calif.	Granted mod. of lic. change name to Radio Entertainments, Inc. Ltd.
W H F C	Triangle Broadcasters Cicero, Illinois	Granted mod. of lic. change name to WHFC, Inc.
W B N X	Standard Cahill Company New York, N. Y.	Granted telegraphic request for approval of certain changes in transmitter to conform to G. O. 91 & 97 and to issue new license accordingly.

APPLICATIONS GRANTED (Continued)

W R A F	Charles Middleton LaPorte, Indiana	Granted consent voluntary assignment to The South Bend Tribune.
W R A F	The South Bend Tribune La Porte, Indiana	Granted C. P. move studio and transmitter to South Bend, Indiana.
W O Q	Unity School of Christianity Kansas City, Missouri	Granted consent voluntary assignment to Fairfax Broadcasting Corp.
K Q V	Doubleday-Hill Electric Co. Pittsburgh, Pa.	Granted consent voluntary assignment to KQV Broadcasting Company
W D A H	Eagle Broadcasting Co. El Paso, Texas	Granted consent voluntary assignment to W. S. Bledsoe & W. T. Blackwell
W K B N	Warren P. Williamson, jr. Youngstown, Ohio	Granted consent voluntary assignment to WKBN Broadcasting Corporation.
K P J M	Miller and Klahn Prescott, Arizona	Granted consent to transfer of half interest of G. R. Klahn to A. P. Miller.
K T H S	Hot Springs Chamber of Commerce Hot Springs, Arkansas	Granted a regular term license instead of 60 days, as the station has now complied with the terms of G. O. 97.
W I L M	Delaware Broadcasting Co. Wilmington, Delaware	Authority conduct test programs until May 30, pending action on license application.
K I C K	Red Oak Broadcasting Corp. Red Oak, Iowa	Authority conduct tests until May 15, pending action on license application.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week, the Commission received applications for license following construction permits which had previously been authorized by Commission action from the following stations: KPQ, Wenatchee, Wash.; KOL, Seattle, Wash.; KVOS, Bellingham, Wash.; WCGU, Brooklyn, N. Y.; WMIL, Brooklyn, N.Y.; KWLC, Decorah, Iowa; WAAB, Quincy, Mass.; KRLD, Dallas, Texas; KFLV, Rockford, Ill.; KGIZ, Grant City, Missouri; KUJ, Walla Walla, Wash.; WTJC, Lancaster, Pa; KPOF, Denver, Colo.; and KEX, Portland, Oregon.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week, the Commission received applications from the following stations requesting authority to install new transmitters, or make changes in present equipment: WBBL, Richmond, Va.; KLX, Oakland, Calif.; WPAW, Pawtucket, R.I.; KQV, Pittsburgh, Pa.; KGFX, Pierre, S.D.; WBHR, Brooklyn, N.Y.; WMBR, Tampa, Fla. KREG, Santa Ana, Calif.; and KGIX, Las Vegas, Nevada.

- - -

May 2, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	The Advent Christian Church Portsmouth, N. H.	Requests C. P. 1310 kc, 100 w. share with WKAV.
NEW	The Owosso Brdcg Co. Inc. Owosso, Michigan	Requests C. P. 950 kc, 1 KW unlimited time.
NEW	Knoxville Journal Co. Knoxville, Tenn.	Requests C. P. 1330 kc, 1 KW unlimited time.
NEW	First Baptist Church R. S. Beal, Pastor Tucson, Arizona	Requests C. P. 1420 kc, 100 w. 19 hours per week; also automatic frequency control.
WMCA	Knickerbocker Brdcg Co. Inc. New York, N. Y.	Requests mod. of lic. to increase power from 500 w. to 1 KW.
KFLV	Rockford Brdcasters, Inc. Rockford, Illinois	Requests mod. of lic. to increase hours of operation to simultaneous day operation with WHBL, share with WHBL at night.
KFH	Radio Station KFH Co. Wichita, Kansas	Requests mod. of lic. to increase hours of operation from sharing with WOQ to unlimited.
WJAY	Cleveland Radio Brdcg Corp. Cleveland, Ohio	Requests mod. of lic. to change frequency from 610 to 590 kc; increase hours of operation from daytime only to unlimited.
WOBT	A. F. Tittsworth, d/b as Tittsworth Radio & Music Shop Union City, Tennessee	Reconsidered and set for hearing application to move from Union City to Jackson.
NEW	Olney Broadcasting Co. Olney, Illinois	Requests C. P. 1370 kc; 100 w. Day.
NEW	C. Hayne Whitaker Horseheads, N. Y.	Requests C. P. 830 kc; 7½ W. Sunday Daytime.
NEW	Indiana's Community Broadcast Corporation Hartford, Indiana	Request C. P. 600 kc; 500 W. Unlimited.
K G W	Oregonian Publishing Co. Portland, Oregon.	Requests C. P. install new equipment; increase power from 1 KW to 5 KW.
WTBO	Associated Broadcasting Corp. Cumberland, Maryland	Mod. of lic. change frequency from 1420 to 1010 kc and increase power to 250 W.

APPLICATIONS NOT MADE:

The following applications were ordered sent for [illegible] in the creation during the current week:

[illegible]	[illegible] Advance Publications [illegible] Pennsylvania, N. E.	Amount C. P. [illegible] No. [illegible] [illegible] WAKE WEAK.
[illegible]	[illegible] Cross Radio Co., Inc. Cross, Alabama	Amount C. P. [illegible] [illegible] tion.
[illegible]	[illegible] Radio Broad Co. [illegible], Ohio.	Amount C. P. [illegible] tion.
[illegible]	[illegible] Baptist Church [illegible] Texas, Texas	Amount C. P. [illegible] [illegible] tion.
[illegible]	[illegible] Broadcasting Co. [illegible] New York, N. Y.	Amount [illegible] of lic. [illegible] from [illegible] to [illegible]
[illegible]	[illegible] Broadcasters, Inc. [illegible], Illinois	Amount [illegible] of lic. [illegible] of operation [illegible] tion with [illegible]
[illegible]	[illegible] Radio Station [illegible] Co. [illegible], Texas	Amount [illegible] of lic. [illegible] of operation [illegible] [illegible]
[illegible]	[illegible] Radio Broad. Co. [illegible], Ohio	Amount [illegible] of lic. [illegible] from [illegible] to [illegible] [illegible] operation [illegible]
[illegible]	[illegible] Broadcasting [illegible] [illegible] Radio Station [illegible] [illegible]	Authorized [illegible] [illegible] to move from [illegible]
[illegible]	[illegible] Broadcasting Co. [illegible], Illinois	Amount [illegible]
[illegible]	[illegible] Radio [illegible] [illegible], N. Y.	Amount [illegible] [illegible]
[illegible]	[illegible] [illegible] [illegible] [illegible] [illegible]	[illegible]
[illegible]	[illegible] Broadcasting Co. [illegible], Oregon.	Amount C. P. [illegible] [illegible] from [illegible]
[illegible]	[illegible] Associated Broadcasting Corp. [illegible], Maryland	[illegible] of lic. [illegible] [illegible] to [illegible] and [illegible]

APPLICATIONS SET FOR HEARING (Continued)

K G G C	The Golden Gate Broadcasting Company San Francisco, Calif.	Mod. of lic. increase to unlimited time.
W A A T	Bremer Broadcasting Corp. Jersey City, N. J.	Mod. of lic. change frequency from 940 to 930 kc; increase power to 250 W. night and 500 W. day and unlimited time.

- - -

COMMISSION POSTPONES HEARINGS

At its session on April 30, the Commission postponed the hearing dates originally scheduled in the following cases:

WFLA-WSUN	Chamber of Commerce Clearwater, Florida	Hearing on 620 kc channel set for May 11, postponed to May 25, 1931.
W W L	Loyola University New Orleans, Louisiana	Application for full time on 850 kc, set for hearing May 15th, postponed until some time in June, at request of station KWKH.

- - -

CRYSTAL CONTROL MANDATORY

High percentage modulation and automatic frequency control are virtually mandatory in the operation of broadcasting stations, the Commission ruled in an opinion handed down on April 30 in the cases of Will H. Ford (KFUL) Galveston, Texas, and Lone Star Broadcast Company Inc. (KTSA) San Antonio, Texas, (Docket Nos. 933 and 923). The Examiner had recommended the granting of KFUL's request for renwal, and denial of the KTSA application for unlimited time. The findings of the report were upheld by the Commission.

The Commission's decision states that where an applicant has transferred only the title to the physical transmitting apparatus to secure a debt and has not assigned the station license or any rights thereunder, such acts do not work a violation of Section 12, Radio Act of 1927, as amended. Where an applicant shows that it is offering a type of program suitable to the community and surrounding area, it is not in public interest, convenience or necessity to deny such applicant's renewal, even though considerable service is received from other stations outside the community, the decision states. If the granting of an application for increased hours of operation would result in the withdrawal of facilities from another station which has been found to be operating in public interest, convenience and necessity, the application should be denied, according tothe decision.

- - -

May 2, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W A A T	BREMER BROADCASTING CORP. Jersey City, N. J.	940	----	Install automatic frequency control.
NEW	ANTHRACITE BRDCG CO. Pottsville, Pa.	---	1420	C. P. erect new station, 100 W. unltd hrs.
NEW	DOTHAN BROADCASTING CO. INC. Dothan, Alabama	---	1310	C. P. amended, simultaneous daytime operation with WRBI, share with WRBI at night.
K F O R	HOWARD A. SHUMAN Lincoln, Nebraska	1210	----	C. P. amended request unlimited hours.
W S A Z	WSAZ, INCORPORATED Huntington, W. Va.	580	----	Mod. of C. P. amended request extension of completion and commencement of construction.
NEW	THE STARR PIANO COMPANY Richmond, Indiana	----	1500	C. P. amended 100 watts and share with WKBV.
NEW	EVENING HERALD & MORNING NEWS Klamath Falls, Oregon	----	1210	C. P. amended.
K G E K	BEEHLER ELEC. EQUIPMENT CO. Yuma, Colorado	1200	----	Mod. of C. P. increase to 100 watts, extend commencement and completion dates to 5/5/31 and 6/25/31 respectively.
W B Z A	WESTINGHOUSE ELEC. & MFG. CO. Boston, Mass.	990	----	Mod. C. P. extend completion to 8/5/31.
W A B I	PINE TREE BROADCASTING CORP. Bangor, Maine	1200	1180	C. P. increase power to 500 watts, change equipment and move to location in Penobscot County, Maine.
NEW	D. R. WALLACE Tulsa, Oklahoma	----	1210	C. P. erect new station 100 watts. unlimited.

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W K B H	CALLAWAY MUSIC CO. LaCrosse, Wisconsin	1380	----	Change hours of operation to unlimited to 7 P.M. divide remaining hours with KSO (Hours specified).
K S O	BERRY SEED COMPANY Clarinda, Iowa	1380	----	Mod. of lic. change hrs to unlimited daytime until 6 pm, divide with WKBH at night (Hours specified).
K X R O	KXRO, INCORPORATED Aberdeen, Washington	1310	----	Mod. of C. P. move transmitter and studio locally.
K C R C	CHAMPLIN REFINING CO. Enid, Oklahoma	1370	----	Vol. assign. of lic. to ENID PUBLISHING COMPANY.
K G K B	EAGLE PUBLISHING CO. Brownwood, Texas	1500	----	Vol. assign. of cons. permit to EAST TEXAS BROADCASTING COMPANY, INC.
WBBM-WJBT	ATLASS COMPANY, INC. Chicago, Illinois	770	----	Mod. of lic. to change name to WBBM BROADCASTING CORP.
K X L	KXL BROADCASTERS Portland, Oregon	1420	----	Mod. of lic. to show specified hours of operation.
K B P S	BENSON POLYTECHNIC SCHOOL Portland, Oregon	1420	----	Mod. of lic. to specify hours of operation. Shares with KXL.
K F J I	KFJI BROADCASTERS INC. Astoria, Oregon	1370	----	C. P. to move station to Klamath Falls, Oregon.
K G A R	TUCSON MOTOR SERVICE CO. Tucson, Arizona	1370	1450	Mod. of lic. increase power to 250 watts, day and night.
K G K X	C. E. TWISS & F. H. MCCANN Sandpoint, Idaho	1420	----	Vol. assign. of license to EDWARD GOODMAN.
W E X L	ROYAL OAK BROADCASTING CO. Royal Oak, Michigan	1310	----	C. P. install new eqpt increase to 100 watts.
W R A X	WRAX BROADCASTING CO. Philadelphia, Pa.	1020	----	Mod. of lic. amended to request 500 watts.

- - -

[illegible] RECEIVER (Continued)

[illegible]	NAME OF MANUFACTURER	PRESENT MANUFACTURE	PRELIMINARY [illegible]	[illegible]
[illegible]	[illegible] MUSIC CO. [illegible], Michigan	[illegible]	----	[illegible]
[illegible]	[illegible] COMPANY [illegible], [illegible]	[illegible]	----	[illegible]
[illegible]	[illegible], INCORPORATED [illegible], [illegible]	[illegible]	----	[illegible]
[illegible]	[illegible] [illegible] CO. [illegible], [illegible]	[illegible]	----	[illegible]
[illegible]	[illegible] MANUFACTURING CO. [illegible], [illegible]	[illegible]	----	[illegible]
[illegible]	[illegible] COMPANY, INC. [illegible], Illinois	[illegible]	----	[illegible]
[illegible]	[illegible] [illegible] [illegible], Oregon	[illegible]	----	[illegible]
[illegible]	[illegible] [illegible] [illegible], Oregon	[illegible]	----	[illegible]
[illegible]	[illegible] [illegible] INC. [illegible], [illegible]	[illegible]	----	[illegible]
[illegible]	[illegible] [illegible] CO. [illegible], [illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible], [illegible] & [illegible] [illegible], Idaho	[illegible]	----	[illegible]
[illegible]	[illegible] [illegible] [illegible], Idaho	[illegible]	----	[illegible]
[illegible]	[illegible] CORPORATION CO. [illegible], Pa.	[illegible]	----	[illegible]

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

May 9, 1931

GOVERNMENT OWNERSHIP

The National Congress of Parents and Teachers in annual meeting at Hot Springs, Ark. this week adopted the following resolution:

"We believe radio broadcasting is an extension of the home; that it is a form of education; that the broadcasting channels should forever remain in the hands of the public; that facilities should be fairly divided between national, State and county governments; that they should be owned and operated at public expense."

This action undoubtedly is one of the by-products of the aggressive and well-financed campaign being conducted by organized educators to secure broadcasting channels for the exclusive use of educational institutions through federal legislation.

It would cost the American public millions of dollars annually in taxes to support a government monopoly of broadcasting such as that advocated. Furthermore, with competition eliminated from the industry, programs of inferior quality would follow. But the principal danger ofGovernment monopoly is the temptation it provides for political patronage.

The American public jealously guards its freedom of the press and this same public will demand that its broadcasting be kept free of government domination.

- - -

May 9, 1931

RCA HEARING JUNE 15

The Commission May 7 adopted the following minute with respect to applications for renewal of licenses of the RCA and its subsidiaries:

(1) That any renewal applications filed by RCA or any of its so-called subsidiary companies which are now pending decision before the Commission be designated for hearing and if such applications request licenses which are necessary for the maintenance of the existing service, that until after the conduct of such hearing and the decision of the Commission as a result thereof, the existing licenses be extended upon a temporary basis to July 15, 1931, at 3 a.m.

(2) That such further renewal applications, if any, as come before the Commission prior to its decision in these matters be treated in a similar manner.

(3) That the hearing on these renewal applications should be held before the entire Commission sitting en banc on Monday, June 15, 1931, at 10 a.m.

(4) That such steps should be taken prior to the hearing date as will be necessary to insure that at least one renewal application of each of the above-named companies is designated for hearing on that date and that if necessary to accomplish this result these companies should be directed by the Commission to file applications for renewal forthwith and without regard to the expiration date of the existing licenses or the requirements of General Order No. 89 with respect to filing applications for renewal of license.

(5) That any applications other than applications for renewal of licenses or applications for instruments of authorizations necessary for the maintenance of an existing service now pending upon behalf of the above-named parties, or hereinafter filed by them, be held in abeyance and no decision made thereon until after the conduct of the hearing herein recommended and the rendition of a decision as a result thereof.

- - -

SENATOR DILL VISITS EUROPE

Senator C. C. Dill of Washington will sail from New York Saturday, May 9, for Europe where he will study the development of radio.

"My principal purpose in going to Europe is to study the development of radio there," he said before leaving Washington. "How does government operation of radio compare in service to the plain people of Europe with our system of private ownership? What use is being made of radio telephones in Germany? What about television in Europe? What is the practical development of the use of microray waves and ultra short waves in Germany? How do they handle the patent situation in Europe? How can international radio be made a greater means for promoting international understanding and world peace? These are some of the questions to which I hope to find answers with a view to the preparation of such new legislation as may be needed."

The Senator will return to the United States about the middle of June.

- - -

May 9, 1931

ANA DECRIES TALENT COMMISH

Opposition to any attempt to establish a practice whereby a commission on talent is mechanically allowed for advertising agents was expressed in a resolution adopted by the Association of National Advertisers at its meeting in Detroit last week. The resolution follows:

"Whereas, certain groups of advertising agents and radio interests have expressed the opinion that purveyors of radio talent should sell talent at a price which would automatically include 15 per cent commission for advertising agents, which commission would be in addition to the commission of 15 per cent allowed by broadcasting stations to advertising agents for the time purchased, and

"Whereas, it is the strong conviction of buyers of advertising that the question of compensation to advertising agents for the handling and purchasing of talent is a matter that should be decided between the advertiser and his agent, and not by the agent and purveyors of talent, be it

"Resolved, that the association of national advertisers hereby declare its opposition to any attempt to establish a practice whereby a commission on talent is mechanically allowed for advertising agents."

- - -

CCIR DELEGATES SAIL MAY 13

The American delegation to the meeting of the CCIR at Copenhagen May 27 to June 8 will sail from New York on May 13. The American delegates are Senator Wallace H. White of Maine, chairman; Dr. John Howard Dellinger, chief radio section Bureau of Standards; and Dr. Charles Byron Jolliffe, chief engineer, Federal Radio Commission. Technical assistants are Dr. Irvin Stewart, Department of State; Gerald C. Gross, radio engineer, Radio Commission; Lieut. Com. Joseph R. Redman, U. S. N.; Lieut. Wesley T. Guest, U. S. A.; Lieut. Thomas H. Maddocks, U. S. A.; Dr. Charles Goldie McIlwraith, Bureau of Standards; and Lieut. Com. E. M. Webster, U. S. Coast Guard. Technical advisor to the delegation is Capt. Kenneth B. Warner, American Radio Relay League.

- - -

RADIO HEADS ON PROGRAM

Radio chiefs of two countries will address the first annual assembly of the National Advisory Council on Radio in Education to be held in New York on May 21, 22, and 23, according to the program just made public by Levering Tyson, director of the Council. Sir John C. W. Reith, director of the British Broadcasting Corporation, will speak on the subject of "What Europe's Experience Can Offer to America" and General C. McK. Saltzman, chairman of the Federal Radio Commission, will speak on the subject of "The Radio Commission and its Work."

"Commercial Broadcasting and Education" will be the subject of an address by Henry A. Bellows, Vice President, Columbia Broadcasting System. Other speakers include W. C. Bagley, Columbia University; Dr. R. H. Jones, Cleveland, Ohio; Benjamin H. Darrow, Ohio School of the Air; A. N. Goldsmith, Radio Corporation of America; Joy Elmer Morgan, chairman, National Committee on Education by Radio; Ray Lyman Wilbur, Secretary of the Interior; and R. A. Millikan, president of the National Advisory Council on Radio in Education.

May 9, 1931

LOTTERY WARNING ANNOUNCED

Having determined that the Radio Act does not empower the Commission to adopt a general order on the subject, the Commission nevertheless has decided to curb radio lotteries and fortune telling by the indirect method of taking such programs into consideration in passing upon applications for renewal of broadcasting licenses.

By its action on May 7 the Commission has impliedly invited members of the public to complain to the licensing body about stations engaging in practices which might amount to the conduct of lotteries. Upon receipt of a "substantial" number of complaints the station alleged to be offending will be faced with a fight to have its license renewed.

The following statement was made to the press on May 7:

"Upon frequent occasions there has been brought to the attention of the Commission complaints against radio stations broadcasting fortune telling, lotteries, games of chance, gift enterprises, or similar schemes offering prizes dependent in whole or in part upon lot or chance. On that subject the Commission has to say:

> 'There exists a doubt that such broadcasts are in the public interest. Complaints from a substantial number of listeners against any broadcasting station presenting such programs will result in the station's application for renewal of license being set for a hearing.
>
> 'Copies of this statement were this day ordered by the Commission to be mailed to each broadcasting station licensed by the Commission.' "

Three days earlier, on May 4, the Commission held it was without authority to adopt a general order on the subject. The following is from the minutes of the Commission on May 4:

"The Commission denied the petition of Elisha Hanson, Attorney for the American Newspaper Publishers' Association, asking promulgation of an order banning the broadcasting of 'lottery and gift programs'.

"The Commission took the position that such a regulation cannot be legally promulgated, that the question of prohibiting lottery advertisements by radio is a matter for legislation by Congress.

"The action of the Commission was based on the following memorandum from its Legal Division:

"While the Commission has the power under Section 11 of the Act to make its decision upon pending applications dependent upon its conception of the statutory standard of public interest, convenience, and necessity as applied to the particular set of facts and circumstances shown by the evidence, its authority to make rules and regulations is not this broad. Congress has not seen fit to authorize the Commission to make such rules and regulations as its conception of public interest, convenience, and necessity would seem to require without fur-

ther restraint. On the other hand, in each instance where the Act confers a rule-making power upon the Commission the object and purpose of such rules are limited and restricted by the language of the Act which confers the grant of power (see Sections 4, 11, 14 and 18).

"What appears at first blush to be an exception to this rule is in fact not an exception. Reference is made to Paragraph (f) of Section 4 which provides:

> 'Except as otherwise provided for in this act, the Commission, from time to time, as public convenience, interest, or necessity requires, shall * * * *
> (f) Make such regulations not inconsistent with law as it may deem necessary to prevent interference between stations and to carry out the provisions of this Act. * * * '

"The rule-making powers conferred by the quoted provisions of Section 4 are confined to regulations: (1) for the purpose of preventing interference between stations, and (2) to carry out the provisions of the Act. The requested regulation is clearly not for the purpose of preventing interference. Moreover, it can not be for the purpose of carrying out the provisions of the Act because there are no provisions of the Act which can be carried out in this manner.

"While Congress can and does confer upon administrative bodies of its creation the power to enact rules and regulations, these rules are not for the government of such bodies but for administering the laws that do govern. When Congress has indicated its will by appropriate legislation it can give to those who are authorized to act under such general legislative provision: 'power to fill up the details' but not to further the scope and effect of such legislation to cover matters not included therein (Field v. Clark, 143 U.S. 649; United States v. Grimaud, 220 U.S. 508, 521; Union Bridge Co. v. United States, 204 U.S. 364). As was said in the case of Cincinnati W. & Z. R. R. Co. v. Commissioners (1 Ohio State 88) quoted with approval in the case of Field v. Clark (supra).

> ''The true distinction is between the delegation of power to make a law, which necessarily involves a discretion as to what it shall be, and conferring authority or discretion as to its execution, to be exercised under and in pursuance of the law. The first cannot be done; to the latter no valid objection can be made.' '

"To prohibit by regulation the advertisement of lottery by radio or attempt by regulation in such manner to restrict and limit the character or programs broadcast in advance of their rendition would in our opinion constitute an exercise of a power which is not expressively or even impliedly conferred by the Act. On the other hand, the construction which we place upon the Act and particularly Section 29 thereof would seem to make it clear that Congress did not intend the Commission to exercise this power.

"This section provides in part:

> 'Nothing in this Act shall be understood or construed to give the licensing authority the power of censorship over the radio communication or signals transmitted by any radio station, and

no regulation or condition shall be promulgated or fixed by the licensing authority which shall interfere with the right of free speech by means of radio communication. * * *'

"The question here presented is not the same as that presented to and decided by the Court of Appeals in the case of KFKB Broadcasting Association, Inc. v. Federal Radio Commission. In that case the appellant contended that the action of the Commission in considering the character of programs already broadcast by a station in determining whether or not a renewal of its license would be in the public convenience, interest, and necessity constituted censorship and as such was prohibited by Section 29. In disposing of this contention the Court said:

''The contention is without merit. There has been no attempt on the part of the Commission to subject any part of appellant's broadcasting matter to scrutiny prior to its release. In considering the question whether the public interest, convenience, or necessity will be served by renewal of appellant's license, the Commission has merely exercised its undoubted right to take note of appellant's past conduct, which is not censorship.''

"The promulgation of an order or regulation which prohibits the rendition of a certain program is not, however, within the rule announced by the Court in the KFKB case. The violation of any such rule or regulation would subject the station to revocation of license under Section 14 of the Act and is clearly not taking note of a station's past conduct but perhaps the most effective form of censorship that could be employed under the circumstances.

"It is not enough to say that the results of such an order would be beneficial or that in the language of the statute, public interest, convenience, and necessity would be served thereby. Neither is it sufficient to say that as to other agencies Congress has prohibited the dissemination or advertisement of information pertaining to lotteries or schemes or chance. The Commission has only such powers as are expressly and impliedly given it by the Act and while it may and perhaps should consider the matter of lottery broadcasts in determining whether or not a station's past operation has been in the public interest in appropriate proceedings conducted in pursuance of Section 11, this is because the scope of the Commission's quasi-judicial powers as fixed and prescribed by Section 11 are broader than its quasi-legislative powers as prescribed elsewhere in the Act and not because of any inherent power on the part of the Commission to make any determination or order which in its opinion will promote the public interest, convenience and necessity as pertains to the regulation of radio."

The Commission in 1928 indicated that the conduct of lotteries by radio was not in the public interest although it has never taken formal action barring such practices. The Commission has, however, taken such practices into consideration in passing upon individual applications. But the action of May 7 is very broad and indefinite. While lotteries have been held to be illegal and are not proper subjects of interstate commerce, the Congress in legislating for the District of Columbia has provided for the licensing of fortune telling.

The whole subject could be more satisfactorily handled if wrongful acts,

LOTTERY WARNING ANNOUNCED (Concluded)

such as lotteries, were made the subject of a federal criminal statute.

Due to the competition which now exists between stations in the same areas and between newspapers and stations, it can be expected that complaints will be received in great numbers, that is, if the public actually cares. It is to be hoped that these complaints will be investigated thoroughly before stations are put to the trouble and expense of hearings.

- - -

AMERICAN SOCIETY ASKS DATA

The American Society of Composers, Authors and Publishers have sent questionnaires to all broadcasting station licensees asking for the following information:

1. The name of each and every commercial or sponsored program which uses music.

2. The name of each and every commercial or sponsored program which does not use music.

3. A detailed statement, itemized daily, showing the amount of time utilized by each of the programs during the said week.

4. A detailed statement showing the rates charged for each such sponsored program during the week.

5. If the time sold is for broadcasting electrical transcription programs, then the name of the sponsor of each electrically transcribed program, the name of the manufacturer of the record, the time used and the amount charged for using the facilities of the station.

The information is being collected through the Society's district representatives.

The Managing Director of the NAB has been in touch with the New York headquarters of the Society and has been informed that the purpose of the questionnaire is to collect information upon which some action may be taken by the Society toward standardization of license fees. The NAB has also been told that the Society is considering asking the Association to appoint a committee to meet with its Committee to discuss in detail the copyright situation as it relates to broadcasting.

Members of the NAB have been urged to supply the data sought.

- - -

COMMISSION RECESS JUNE 25

The Commission has tentatively decided to recess from June 25 to September 1. As in previous years, however, several members of the Commission will remain on the job to handle emergency and routine work and it is likely that one or more meetings will be held during the recess period.

- - -

May 9, 1931

ASKS COURT TEST IN RCA CASES

A suggestion that the Commission refuse to grant one license to the RCA for the purpose of testing the validity of Section 13 of the Radio Act in the courts was made by Senator C. C. Dill before leaving Washington for a trip abroad.

"Now that the United States Supreme Court has decided that the Radio Corporation has violated the anti-monopoly law by its tube clause contract, it is to be hoped that the Radio Commission will not violate the radio law by failure to carry out both the letter and the spirit of that statute," Senator Dill said.

"If there be doubt as to the power of Congress to make such a law, let the Commission refuse to grant one license for the purpose of making it a test case in the courts. The Commission can extend other existing licenses while that case is being tried. By such a plan the Commission will be obeying the law, and the communications service established by the Radio Corporation will not be disturbed.

"But equally as important as carrying out the law in cases of this kind, is the breaking down of the patent monopoly which the Radio Corporation has established. The greatest need in the radio manufacturing industry today is a radio patent pool, similar to the automobile patent pool.

"If the Radio Corporation acts wisely, it will cancel the joint patent agreements by which it extorts unconscionable sums of money from other radio manufacturers, and thereby profiteers upon the purchasers of radio sets. By such action it should be able to free itself from further prosecution by the Department of Justice.

"Under such an arrangement all radio patents in the patent pool could be used by any responsible manufacturer on payment of a reasonable royalty to the owner of the patent. This would not only free those engaged in the radio industry from threats of suits, but would result in lower prices for radio sets to the public.

"Unless the Radio Corporation makes some such arrangement, it would seem the Department of Justice should not only press the government's suit to a decision at the earliest possible date, but should ask the court for an injunction prohibiting the enforcement of the indefensible royalty contracts during the period of the suit. The anti-trust law provides for such proceedings and it is highly important that such an injunction be issued to prevent the destruction of independent manufacturers while the case is being carried through the courts.

"Radio must be kept free. If the present radio law fails to prevent monopoly either in communications or manufacturing, the Congress will amend the law. The rights to the use of radio constitute the last public domain and what new services radio may yet render the human family, nobody can conceive, but the government must always have the power to allocate the use of any frequency for any purpose at any time to any person, and private interests must always be kept subservient to that end."

- - -

May 9, 1931

NEW ENGLAND APPLICATION DENIED

Where the granting of an application for broadcasting facilities would result in serious heterodyne and cross talk interference to stations on the same and adjacent frequencies, thereby reducing the "good service areas" of existing stations, public interest, convenience and necessity would not be served by the granting of such a request, according to the opinion of the Commission in denying the application of Alfred Frank Kleindienst, Worcester, Mass. Station WORC, (Docket 924) for construction permit to change frequency to 1340 kc and increase the power to 500 watts. The Commission further stated that the granting of this application would work a violation of General Order 40, Paragraph 4 (C), in that the designated frequency is one that may not be used in less than two or more than three zones, except in those cases where its use in additional zones would not result in interference to other stations on the same frequency. It was concluded by the Commission that the use of this requested facility at Worcester would not add any material improvement to the broadcast service in this area, and that public interest would not be served thereby.

- - -

APPLICATIONS DEFAULTED AND WITHDRAWN

The Commission acting on the application of Oklahoma Panhandle Broadcasting Co. Guymon, Okla. requesting authority to erect new station on 1500 kc with 100 watts and unlimited time (Docket 1138) sustained the action of the Examiner and denied the request as in the case of default.

At the same time, an order was issued by the Commission in the case of J. C. and E. W. Lee, San Bernardino, Calif. station KFXM (Docket 950) granting the motion of the applicants for leave to withdraw the application without prejudice. This action sustained the Examiner's recommendation.

- - -

NEW STATION DENIED

The Commission decided, in the case of the Atlanta Broadcast Company, Atlanta, Ga. (Docket 1004) requesting authority to erect a new local station on 1310 kc with 100 watts and unlimited time, that there was a probability of interference being caused with the proposed station and WKBC and WROL at Birmingham and Knoxville, with the result that their service areas of each station would be materially reduced. It was further held, in giving reasons for the denial of the application, that the Atlanta area is now receiving good broadcasting service from stations WSB and WGST at Atlanta, as well as additional service from several regional and cleared channel stations during the evening hours.

- - -

DUNCAN FILES APPEAL

Robert Gordon Duncan, styled the Oregon "wildcat" has petitioned the Supreme Court of the United States for a review of the dicision of the U. S. Circuit Court of Appeals for the Ninth Circuit holding that he violated Section 29 of the Radio Act through the use of profane language in his broadcasts.

- - -

May 9, 1931

WROL FILES APPEAL

The Stuart Broadcasting Corporation, WROL, Knoxville, Tenn. has filed an appeal in the Court of Appeals for the District of Columbia from a decision of the Commission granting a construction permit to Oglethorpe University to move station WRBI from Tifton, Ga. to Atlanta, Ga. Both stations operate on 1310 kc, WROL with 100 watts and WRBI with 20 watts although it now has a construction permit for 100 watts. A stay order also is sought.

- - -

LANGMUIR SUIT ARGUED

The suit brought by the DeForest Radio Company against the General Electric Company contesting the validity of the Langmuir tube patents was argued in the Supreme Court of the United States last Friday and Monday.

- - -

NEW BROADCASTERS AGENCY LIST

Broadcast Advertising, 440 South Dearborn Street, Chicago, Illinois, has just published a booklet entitled "Broadcasters Agency List" listing 1182 advertising agencies of which 443 were identified as placing radio accounts and 127 had placed radio advertising but were not identified as doing so on April 20, 1931, the date of the booklet's publication. The list shows which of the agencies are recognized by the AAAA and the ANPA and other associations.

- - -

TELEVISION SUIT AIRED

The District of Columbia Supreme Court this week heard testimony in the suit brought by the Radio Service Corporation of Jamaica, N. Y. against Charles F. Jenkins, Washington inventor, alleging that Jenkins violated certain contracts when he disposed of his television patents to the Jenkins Television Corporation. The plaintiff claimed that it purchased the Jenkins patents for $350,000 and that the inventor disregarded this agreement and sold the patents to the Jenkins Company for $2,000,000. The patents in question are now owned by the DeForest Radio Corporation as a result of a merger between the DeForest and Jenkins companies.

- - -

CRAVEN TO GIVE TALK

T. A. M. Craven, former lieutenant-commander, United States Navy, will deliver an address on the subject "Improvements for Broadcasting" at the meeting of the Washington Section, I. R. E. May 14.

- - -

STANDARD DATA QUESTIONNAIRES

Standard Rate and Data Service will mail shortly to all broadcasting stations a questionnaire form which has been approved by the American Association of Advertising Agencies and the National Association of Broadcasters. Members of the NAB are urged to give prompt attention to these questionnaires. Members of the NAB should be careful to note their affiliation at the top of the questionnaire.

- - -

RMA SHOW PLANS READY

Arrangements for the Seventh Annual Convention and trade show of the Radio Manufacturers' Association will be completed at a meeting of the Board to be held at Scarborough, N. Y. on May 14. The RMA show will be held at Chicago during the week of June 8.

- - -

UNIVERSAL EQUIPMENT FOR SALE

Should any NAB members be interested in the purchase of any part of the plant and equipment of the defunct Universal Wireless Communication Company, information can be obtained from William M. Pepper, 230 Park Avenue, New York, who represents the purchasers at the bankrupt sale. Stations of the former company are located at New York, Chicago, Cincinnati, Detroit, Buffalo, Boston and Cleveland.

- - -

SECOND HAND 1 KW SET WANTED

The Electrical Equipment Division, Bureau of Foreign and Domestic Commerce has received a request for a secondhand 1 KW broadcasting transmitter. Inquiries in reference to this matter should be directed to NAB Headquarters, National Press Building, Washington, D. C. All specifications should be given in answer to this request.

- - -

CRITICIZE GOVERNMENT OWNERSHIP

Sharp criticism of the Canadian Radio League for its advocacy of government operation of broadcasting facilities is contained in an article written by John Murray Gibbon and published in the CANADIAN FORUM. In one part of the article he says: "Under private ownership radio entertainment is governed by the rules of demand and supply. The objective of the programme sponsor is to gain the goodwill of the unseen audience. Different types of programme are created by the realization of sponsors that it is impossible to please every one with one type of programme. Competition on this Continent has resulted in providing a great variety of programmes, far greater than is available through the B.B.C. or Continental European systems, and from the nature of things better adapted to North American mentality.

- - -

May 9, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF GRANT
K G B	Pickwick Broadcasting Corp. San Diego, California	Granted consent to voluntary assignment of license to Don Lee, Inc.
W G A R	The WGAR Broadcasting Co. Cleveland, Ohio	Granted C. P. to move transmitter to Cuyahoga Heights, Ohio
K E X	Western Broadcasting Co. Portland, Oregon	Granted authority to operate daylight hours.
K O B	New Mexico College of Agr. & Mech. Arts State College, New Mexico	Granted authority to operate daylight hours.
W N B R	The Memphis Broadcasting Co. Memphis, Tennessee	Granted permission to continue use of WGBC's transmitter until construction now authorized is completed and transmitter of WNBR is in proper operating condition.
W C A C	Connecticut Agr. College Storrs, Conn.	Granted permission to discontinue operation from June 9 to Oct. 5. (WICC has agreed to use the additional time.)
W H B	WHB Broadcasting Co. Kansas City, Missouri	Granted authority for direct measurement of antenna input.
W C G U	United States Brdcg Corp. Brooklyn, New York	Granted mod. of C. P. to extend completion date to May 15th.
W I B W	Topeka Broadcasting Ass'n Topeka, Kansas	C. P. make changes in equipment.
K F B L	Leese Brothers Everett, Wash.	Granted authority to install automatic frequency control
W R D O	Albert S. Woodman Auguste, Georgia	Granted mod. C. P. extend completion date to August 1, 1931.
W W S W	William S. Walker Pittsburgh, Pa.	Mod. C. P. requesting approval transmitter site at Frankstown Road, Pittsburgh, Pa. and studio in Schenley Hotel, Pittsburgh.
W N B R	Memphis Broadcasting Co. Memphis, Tenn.	Granted mod. lic. increase to unlimited time.
K W J J	KWJJ Broadcast Company Inc. Portland, Oregon	Granted permission to operate after WEAL and WTIC discontinue.

APPLICATIONS GRANTED (Continued)

K O B	New Mexico College of Agriculture and Mechanical Arts Las Cruces, New Mexico	Granted mod. lic. operate simultaneous during daytime; share with KEX at night (KOB 1/3: KEX 2/3 time.)
K F E L	Eugene O'Fallon Inc. Denver, Colorado	Granted authority extend program tests for 15 days ending May 15.

- - -

LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: KTSL, Shreveport, La.; WILM, Wilmington, Del.; KUSD, Vermillion, S. D.; KGY, Lacey, Wash.; WBOW, Terre Haute, Ind.; WASH, Grand Rapids, Mich.; WMBO, Auburn, N. Y.; WOBU, Charleston, W. Va.; WMAZ, Macon, Ga.; KSTP, St. Paul, Minn.; WGES, Oak Park, Ill.; WCRW, Chicago, Ill.; WTAX, Springfield, Ill.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week the Commission received applications from the following stations requesting authority to install new transmitters or make changes in present equipment: WKAR, East Lansing, Mich.; KTFI, Twin Falls, Idaho; WBIG, Greensboro, N. C.; KSMR, Santa Maria, Calif.; KMPC, Beverley Hills, Calif.; KFQD, Anchorage, Ala.; WMMN, Fairmont, W. Va.

- - -

7½ WATT STATION TOO SMALL

The assignment of a 7½ watt station on a local frequency would not be consistent with economical distribution and use of broadcasting facilities, under a ruling of Examiner Pratt in his recommendation for denial of the application for a new station to be erected on 1200 kc with daylight hours, filed by Tingley Roy and Larimore, Leroy, Minn. (Report 151, Docket 1061) issued this week. It was further concluded that the area proposed to be served is now receiving adequate broadcasting service from existing stations, and that the applicant lacked sufficient financial and technical ability to erect and operate the station in the public interest.

- - -

SAYS RADIO ADS THIRD BEST

D. F. Kelly, president of the National Retail Dry Goods Association, told the International Chamber of Commerce in Washington on May 7 that newspaper advertising ranks first, direct mail second, and broadcasting third.

- - -

May 9, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, May 11, 1931. All hearings commence at 10 a. m.

WEDNESDAY, May 11, 1931

10:00 A. M.

Docket 967 - Examiner's Report 100.
Oral argument on Radio Station KTNT, Muscatine, Iowa, before the Commission.

10:30 A. M.

Docket 934 - Examiner's Report 117.
Oral argument on Radio Station KGDZ, York, Nebraska, before the Commission.

KSMR	Santa Maria Radio Santa Maria, Calif.	C. P.	1200 kc Unlimited time	100 W.
		Requests authority to move studio and transmitter to Bakersfield, Calif. Present Assignment: 1200 kc 100 W. Unlimited time		
NEW	Jos. E. Finch & C. P. Ritchie Trinidad, Colorado	C. P.	1420 kc Unlimited time	100 W.
NEW	Gillette Stanford Chico, California	C. P.	1500 kc Daytime hours only	100 W.

- - -

RECOMMENDED FOR MORE DAY POWER

The application of Independence Broadcasting Co. Philadelphia, Pa. station WHAT, requesting construction permit to change frequency from 1310 kc to 930 kc, increasing power from 100 to 250 watts, and change hours of operation from sharing with WFKD to sharing with WIBG, Elkins Park, Pa. on a daylight basis, was recommended by Examiner Yost in Report 155 (Docket 1128). It was stated that "the applicant is well qualified from the standpoint of finances and available talent - educational and otherwise - to operate the proposed station in a highly acceptable manner." The station would give "the people of Philadelphia and the territory immediately adjacent thereto, improved and additional radio broadcasting reception of a high quality, local and independent in character." The testimony at the hearing indicated that the applicant corporation is a subsidiary of the Curtis-Martin Newspapers, Inc. publishers of the Philadelphia-Inquirer, the Philadelphia Ledger, and is also affiliated with the Curtis Publishing Company, publishers of the Saturday Evening Post, The Ladies Home Journal, and The Country Gentleman.

- - -

May 9, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week.

NEW	C. R. Cummins, Trustee for Community Radio Williamsport, Pa.	Requests that reallocation be made in order that 25 of the present 96 broadcast channels having a 10 kc separation - a total of 250 kc, may be set aside for the exclusive use of 267 community radio stations, these stations being located in the cities and towns having a population numbering between 10,000 and 100,000 inhabitants.
NEW	Dothan Broadcasting Co. Inc. Dothan, Alabama	Requests C.P. 1310 kc, 100 W. simultaneous daytime operation with WRBI; share with WRBI at night.
NEW	W. H. Allen, Eugene Levy and S. B. Pearce, D/B as W. H. Allen Co. Alexandria, Louisiana	Request C. P. 1210 kc, 50 W. daytime.
NEW	The Starr Piano Co. Richmond, Indiana	Requests C. P. 1500 kc, 100 W. share with WKBV.
KTSL	G. A. Houseman Shreveport, Louisiana	Requests C.P. to move transmitter and studio from Shreveport to Laurel, Miss. and change time from sharing with KRMD to unlimited.
KFOR	Howard A. Shuman Lincoln, Nebraska	Requests C.P. to install new equipment to conform to requirements of G.O. 91 and 97; change freq. from 1210 to 930 kc; change power from 250 W. day, and 100 W. night to 500 W.
WDGY	Dr. Geo. W. Young Minneapolis, Minnesota	Requests mod. of lic. to increase hours of operation from limited (WRDI 2/7 time WDGY 5/7 time) to limited, not to share with WHDI.
WBAX	John H. Stenger, jr. Wilkes-Barre, Pa.	Requests mod. of lic. to change time from sharing with WJBU to unlimited.
WOBT	Tittsworth Radio & Music Shop Union City, Tennessee	Requests authority to move from Union City to Jackson, Tennessee.
NEW	John E. Hess York, Pennsylvania	C.P. 1500 kc; 100 W. unlimited.
NEW	John W. Lieuallen Moscow, Idaho	C.P. 1070 kc; 100 W. day.

APPLICATIONS SET FOR HEARING (Continued)

NEW	Evening Herald & Morning News Klamath Falls, Oregon	C. P. 1210 kc; 100 W.; 8 hours daily, also install automatic frequency control.
NEW	Bakersfield Broadcasting Co. Bakersfield, Calif.	C. P. 1420 kc; 100 W.; unlimited.
WRAX	WRAX Broadcasting Co. Philadelphia, Pa.	C. P. make changes in equipment; and increase power to 500 watts.
WLVA	Lynchburg Broadcasting Co. Lynchburg, Virginia	C. P. install equipment; increase day power to 250 W.; change hours to unlimited; and change frequency to 1200 kc.
WPCC	North Shore Church Chicago, Illinois	C. P. move transmitter; install new equipment; increase power to 1 KW; and change time to certain specified hours in application.
WOQ	Unity School of Christianity Kansas City, Missouri	Consent voluntary assignment to Fairfax Broadcasting Company.

- - -

APPLICANTS DEFAULT

The experimental application of International Society of Radio Engineers, Indianapolis, Ind. (Docket 1121) for construction permit to erect a new station with power of between 250 and 300 watts, on a frequency between 1000 and 3000 kilocycles was recommended for denial because of default in Report 152 by Examiner Walker. No appearance had been entered by the applicant.

Due to failure of the applicant to enter an appearance in the case of Kenneth Aubrey Taylor, Boston, Mass. requesting authority to erect a new station on 1500 kc with 100 watts night and 250 watts LS, sharing with WLOE, Examiner Hyde has recommended denial of this application. (Report 153, Docket 1158).

- - -

EXAMINER FAVORS WFI

The granting of an increase in day power from 500 watts to 1 KW to Station WFI, Philadelphia, provides improved radio reception to the people in the Philadelphia and adjacent territory, according to the finding of Examiner Yost in Report 149, Docket 1126, issued this week. The application for construction permit and modification of license originally requested an increase from 500 watts to 1 KW boty day and night. The Examiner concluded that the granting of the application as submitted "would result in objectionable interference and cross talk during night time operation to stations operating simultaneously on the 500 kc channel and frequencies adjacent thereto." He recommended that increased power be granted for day hours only.

- - -

May 9, 1931

APPLICATIONS DEFAULTED

The following applications, which heretofore had been designated for hearing by the Commission, were denied on May 8, because applicants failed to file appearances within the time limit fixed by General Order 93.

FRC File No.	NAME OF APPLICANT	CALL	NATURE OF APPLICATION
4-PB-1933	Indianapolis Brdcg Co. Indianapolis, Ind.	WKBF	C.P. 1400 kc; 1 KW
4-PB-1745	Central Dist. Co. Champaign, Illinois	NEW	C.P. 1370 kc; 100 W.
3-PB-1241	High Point Enterprise Inc. High Point, N. C.	NEW	C.P. 750 kc; 5 KW
3-PB-1558	Montgomery Brdcg Co. Montgomery, Alabama	NEW	C.P. 1370 kc; 100 W.
4-PB-1660	Ned Lewis Beglein Michigan City, Ind.	NEW	C.P. 1240 kc; 250 W.
1-PB-1695	Earle H. Barton Lake Placid, N. Y.	NEW	C.P. 920 kc; 50 W.
3-PB-1702	B. M. Boyd Charlotte, N. C.	NEW	C.P. 1380 kc; 1 KW
3-PB-1729	Charles E. Meredith Mobile, Alabama	NEW	C.P. 1210 kc; 100 W.
1-PB-1628	Thomas Arnath Linden, New Jersey	NEW	C.P. 1180 kc; 75 W.
4-PB-1599	Clifford C. Sawyer Elkhart, Kansas	NEW	C.P. 1370 kc; 20 W.
5-PB-1741	H. B. Reed Chehalis, Wash.	NEW	C.P. 1220 kc; 1 KW
3-PB-1640	A. J. Kirby Music Co. Gastonia, N. C.	WSOC	C.P. 620 kc; 1 KW
4-PB-1794	Joplin Globe Publ. Co. Joplin, Missouri	NEW	C.P. 1340kc; 1 KW
3-PB-2019	Dadswell, Lord & Simington Sulphur Springs, Arkansas	NEW	C.P. 1340 kc; 1 KW
4-PB-1978	Conard Studio Garden City, Kansas	NEW	C.P. 1370 kc; 100 W.
3-PB-1860	Ardmoreite Publ. Co. Ardmore, Oklahoma	NEW	C.P. 1210 kc; 100 W.

APPLICATIONS - CONTINUED

The following applications, with attachments and were originalen for years on the Certificates, were denied in May 2, because applicants failed to file [illegible] within the time limit fixed by General Order 24.

[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible] Transportation Broker Co. Indianapolis, Ind.	MCSB	C.P. [illegible]
[illegible]	Bedford Bier, C.. Shreveport, Louisiana	MCB	C.P. [illegible]
[illegible]	[illegible] Delta Transportation Inc. Mtge Heigs, F. C.	MCB	C.P. [illegible]
[illegible]	Horseshoe Broker Co. Montgomery, Alabama	MCB	C.P. [illegible]
[illegible]	[illegible] Lewis Motor [illegible] Mc[illegible] Corp, Tel.	MCB	C.P. [illegible]
[illegible]	Lewis H. Morrow Lake Charles, M. [illegible]	MCB	C.P. [illegible]
[illegible]	[illegible] Legal Charlotte, N. C.	MCB	C.P. [illegible]
[illegible]	Charles [illegible] Mobile, Alabama	MCB	C.P. [illegible]
[illegible]	[illegible] Lincoln, New Jersey	MCB	C.P. [illegible]
[illegible]	[illegible] Bidwell, Texas	MCB	C.P. [illegible]
[illegible]	[illegible] Dodge City, Kansas	MCB	C.P. [illegible]
[illegible]	[illegible] Bradenton, N. C.	MCB	C.P. [illegible]
[illegible]	Joplin Motor Fuel, Inc. Joplin, Missouri	MCB	C.P. [illegible]
[illegible]	Federal, Land & Slaughter Trucker Springs, Arkansas	MCB	C.P. [illegible]
[illegible]	Grand Strada Carson City, Nevada	MCB	C.P. [illegible]
[illegible]	Auxiliary Fuel, Co. Anchorage, Louisiana	MCB	C.P. [illegible]

APPLICATIONS DEFAULTED (Continued)

FRC File No.	NAME OF APPLICANT	CALL	NATURE OF APPLICATION
3-MLB-735	N. C. Broadcasting Co. Greensboro, N. C.	WBIG	Mod. lic. 1240 kc; 500 W.
2-MLB-689	Radio Air Service Corp. Cleveland, Ohio	WHK	Mod. lic. 1390 kc; 1 KW; 2½ KW LS.
3-MB-624	Montgomery Broadcasting Co. Montgomery, Alabama	WSFA	Mod. lic. 1410 kc; 1 KW Day.
2-PB-1759	Anderson Gross Brdcg Co. Lansing, Michigan	NEW	C.P. 570 kc; 500 W.
4-PB-1796	Jones Bros. Garage Cradwell, Missouri	NEW	C.P. 1420 kc; 7½ W.
4-PB-1294	Northern Seed & Nursery Co. Aberdeen, South Dakota	NEW	C.P. 1450 kc; 500 W.
2-PB-1601	Detroit Broadcasting Co. Detroit, Michigan	NEW	C.P. 590 kc; 500 W.
5-PB-1786	McAdoo Drug Co. Carlsbad, New Mexico	NEW	C.P. 860 kc; 7½ W.
2-PB-1972	Lancasters Newspapers Lancaster, Pa.	NEW	C.P. 100 kc; 2½KW
2-PB-1967	Warren & Retzlaff Muskegon, Michigan	NEW	C.P. 1500 kc; 15 W.
3-PB-1828	Gillespie & Goldenberg Shreveport, Louisiana	NEW	C.P. 1120 kc; 15 W.
2-PB-1758	Leo J. Callinan Akron, Ohio	NEW	C.P. 1500 kc; 100 W.

- - -

CUMMINS PLAN FOR HEARING

A plan to construct 267 small powered radio stations to cover as many small communities, proposed by Clarence R. Cummings, Williamsport, Pa. will be the subject of a general hearing, it was decided by the Commission this week. Cummins proposes to build these stations to operate with small power on 25 broadcasting channels, allowing for an interchannel separation of two kilocycles. The engineering division of the Commission does not believe the plan feasible. Were the Commission to grant the Cummins applications, a new reallocation of channels would be necessary.

- - -

[illegible]

[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible] Co. [illegible]	[illegible]	[illegible]
[illegible]	[illegible] Co. [illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

May 9, 1931

APPLICATIONS DISMISSED

The following applications were dismissed at the request of the applicant.

FRC FILE NO.	NAME OF APPLICANT	CALL	NATURE OF APPLICATION
4-MB-651	WKBH, Inc. La Crosse, Wisconsin	WKBH	Mod. of lic. 620 kc; 1 KW.
1-PB-1267	C. L. Carrell Albany, N. Y.	Formerly WHBM	C. P. 1210 kc; 100 W.
1-MB-658	Knickerbocker Broadcasting Co. New York, N. Y.	WMCA	Mod. of lic. 570 kc; 500 W.
2-MLB-709	Richmond Development Corp. Roanoke, Virginia	WRBX	Mod. of lic. 1410 kc; 500 W.
4-MLB-751	Saunders Bros. Radio Sta. Joliet, Illinois	WKBB	Mod. of lic. 1310 kc; 100 W.
3-MLB-665	Central Texas Broadcasting Co. Waco, Texas	WACO	Mod. of lic. 1350 kc; 1 KW.
2-MLB-718	WASH Broadcasting Corp. Grand Rapids, Mich.	WASH	Mod. of lic. 1270 kc; 500 W.
3-PB-1468	A.P. Stark Pampa, Texas	NEW	C. P. 1380 kc; 500 W.
1-MB-614	City of New York, Dept of Plants & Structures New York, N. Y.	WNYC	Mod. of lic. 570 kc; 500 W.
3-PB-1360	King Evans Marshall, Texas	NEW	C. P. 1420 kc; 100 W.
1-PB-1310	Hagerstown Broadcasting Co. Hagerstown, Md	NEW	C. P. 1210 kc; 100 W.
1-MB-626	Consolidated Gas & Elec. Co. Baltimore, Maryland	WBAL	Mod. of lic. 1060 kc; 15 KW
1-PB-1250	Radio Pictures Inc. Long Island City, N. Y.	NEW	C. P. 1070 kc; 100 W.
5-PB-1734	W. E. Whitmore Roswell, New Mexico	NEW	C. P. 1500 kc; 100 W.
4-MB-642	Press Publishing Co. Sheboygan, Wisconsin	WHBL	Mod. of lic. 620 kc; 500 W.

[illegible]

APPLICATIONS DISMISSED (Continued)

FRC FILE NO.	NAME OF APPLICANT	CALL	NATURE OF APPLICATION
2-MB-609	Robert Allen Gamble Petersburgh, Va.	WLDG	Mod. of lic. 920 kc; 500 W.
1-PB-1968	Shareteberg Radio Service New Haven, Conn.	NEW	C. P. 930 kc; 250 W.
4-PB-995	Dr. Geo. W. Young Minneapolis, Minn.	WDGY	C. P. 1180 kc; 2½KW
2-MB-565	Commercial Radio Service Co. Columbus, Ohio	WCAH	Mod. of lic. 1430 kc; 500 W; 1 KW LS.

- - -

CANTON APPLICATION OPPOSED

Examiner Walker has recommended denial of the application of the Canton Broadcasting Co. Canton, Ohio, Report 150, Docket 1120, for authority to erect a new station on 1120 kc with 500 watts and unlimited time, holding that the granting thereof would not serve public interest convenience or necessity due to applicant's failure to show a need for the proposed station; to indicate that the station would render "any substantial service" not now received in the community; and to make proper showing that the applicant would be financially able to erect and operate the proposed station. The engineering testimony in this case indicated that the granting of this application would be contrary to the terms of the informal agreement between the United States and Canada.

- - -

RECOMMENDS AGAINST WOAX

Denial of the application for construction permit to move Station WOAX from Trenton to Merchantville, N. J. near Camden was recommended by Examiner Pratt in Report 154 (Docket 1042) holding that there is no need for the proposed service of WOAX in the Camden-Philadelphia area. It was decided that it is necessary to show a need for the service proposed before public interest, convenience and necessity will be served. The Examiner concluded that the service rendered by station WOAX is "A program designed entirely for the propagation of the doctrines and teachings of the Defenders of Truth Society, Inc." "In the opinion of the Examiner this is a private service as distinguished from a public service, and the granting of this application would result in the devotion of public facilities to a private use."

- - -

NOTICE

Members are advised that NAB headquarters have information about a radio salesman named HARRY JACKSON.

- - -

May 9, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W A P I	University of Alabama Birmingham, Alabama	1140	----	Mod. lic. change time from sharing with KVOO to simultaneous day operation with KVOO and share at night with KVOO
K G K X	Edward Goodman Sandpoint, Idaho	1420	1370	C. P. move studio and transmitter to Boise, Idaho.
K F W B	Warner Bros. Brdcg Corp. Hollywood, Calif.	950	----	C. P. for changes in equipment and increase power to 1 KW night, 2½ KW day.
K F S D	Airfan Radio Corp. Ltd San Diego, Calif.	600	----	Direct measurement of antenna input.
W R J N	Racine Broadcasting Corp. Racine, Wisconsin	1370	----	C. P. change equipment and increase power to 100 watts night, 250 watts, LS.
K G C U	Mandan Radio Association Mandan, North Dakota	1200	1240	C.P. to install new equipment, change freq. increase power to 250 W; change time from unlimited to sharing with KLPM and move transmitter and studio locally.
K P P C	Pasadena Presbyterian Church Pasadena, California	1210	----	C. P. permit amended to omit request for increase in power.
NEW	Boy Scouts of America, Troop #131 New York, N. Y.	----	1210	C.P. amended; share with WGBB, WCOH & WMRJ.
W R A X	WRAX Broadcasting Co. Philadelphia, Pa.	1020	----	C. P. amended to request 500 W. Press report #223 was in error as to file number.
NEW	L. D. Claborne Corinth, Mississippi	----	1200	C.P. to erect new station, 100 W. daytime.

APPLICATIONS PENDING

The following applications were received by the Commission during the month:

DATE	NAME OF APPLICANT	AMOUNT REQUESTED	AMOUNT RECEIVED	PURPOSE FOR WHICH
[illegible]	University of Alabama Huntsville, Alabama	1500	----	[illegible]
[illegible]	[illegible] Tucson, Ariz.	1400	1500	[illegible]
[illegible]	[illegible] Cedar Rapids, Iowa	50	----	[illegible]
[illegible]	[illegible] Corp. Inc [illegible]	400	----	[illegible]
[illegible]	[illegible] Corp. Chicago	1500	----	[illegible]
[illegible]	[illegible] Association [illegible]	1400	1500	[illegible]
[illegible]	[illegible] Foundation [illegible] Pasadena, California	1500	----	[illegible]
[illegible]	[illegible] [illegible] New York, N. Y.	1500	----	[illegible]
[illegible]	[illegible] Philadelphia, Pa.	1500	----	[illegible]
[illegible]	[illegible] Detroit, Michigan	----	1500	[illegible]

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K R M D	Robert M. Dean Shreveport, Louisiana	1310	----	Install automatic freq. control.
NEW	John E. V. Jasper Sherman, Texas	----	1500	C.P. to erect new station 50 watts, share time with KGKB
W O B U	WOBU, Incorporated Charleston, W. Va.	580	----	Direct measurement of antenna input.
W L V A	Lynchburg Broadcasting Corp. Lynchburg, Virginia	1370	1200	C. P. amended to request facilities of WLBG.
K E L W	Union Bank & Trust Company of Los Angeles, Guardian of the Estate of Earl L. White Burbank, California	780	----	Involuntary assignment of license to Earl L. White.
W H D L	Tupper Lake Broadcasting Company, Incorporated Tupper Lake, N. Y.	1420	1220	C.P. install new transmitter, increase power to 500 W. day, move transmitter and studio to Lake Placid, N. Y.
W C A O	Monumental Radio Inc. Baltimore, Maryland	600	----	Mod. of lic. increase power to 250 W. and 500 W. experimental basis.
W R A X	WRAX Broadcasting Company Philadelphia, Pa.	1020	----	Direct measurement of antenna input to determine license power.
NEW	William O. Omness and Herbert T. Graham	----	1430	C. P. erect new station 15 W. unlimited hours.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license following construction permits which had previously been authorized by Commission action from the following stations: KGKB, Tyler, Texas; KOY, Phoenix, Arizona; KMED, Medford, Oregon; KMTR, Los Angeles, Calif.; KPCB, Seattle, Wash.; WBAX, Wilkes Barre, Pa.; WLBG, Petersburgh, Va.; KGKL, San Angelo, Texas; WSYR, Syracuse, N. Y.; WBT, Charlotte, N. C.; WRR, Dallas, Texas.

- - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

Incorporated

NATIONAL PRESS BUILDING

WASHINGTON, D. C.

Telephone District 9497

May 16, 1931

THE EUROPEAN PLAN

"Since broadcasting in Europe is conducted directly by the governments, it is very different from radio in this country," Senator Dill declared in an interview printed in the New York Times just before his departure for Europe where he will study carefully the European plan of broadcasting.

"Foreign nations are afraid of private ownership of radio stations, feeling that it gives individuals a claim on ownership of the air.

"Always thinking of war, they want to control all messages.

"In this country we have dared to allow private ownership under the laws and licenses of the government. I hope that government radio stations here will never supersede private enterprise, which allows the American business man free use of his initiative.

"Government would tend to stifle and stiffen all radio broadcasting."

Senator Dill will find that the United States leads Europe in the development of broadcasting. He will find that under the American plan the public receives the kind of programs it wants; that competition keeps service on a high plane; that exacting government regulation keeps transmitting equipment abreast of development; and that American business has benefited through the use of broadcasting as an advertising medium.

- - -

May 16, 1931

BROWN DISCUSSES BROADCASTING

The listener is not the only one who can tune off, L. Ames Brown, president of Lord & Thomas and Logan, warned in a paper read recently before the meeting of the A. A. of A. A. in Washington.

"We have made a study of the advertising content of the program continuities of 109 advertisers on the National and Columbia chains," Mr. Brown wrote. "The ten most popular programs have an average advertising content of 8 per cent. Three of the first-rank programs run about 11 per cent. Only one runs less than 6½ per cent.

"The most popular 15-minute sketch - and the one that has probably been the most productive in sales - uses an average of 11 per cent of advertising divided between the beginning and the end of the program. In the full hour programs, the one that undoubtedly has achieved the greatest results for the advertiser, uses an average of 11½ per cent of straight product advertising. But in the 109 programs, advertising content varies all the way from 1 per cent to 100 per cent.

"Some persons advocate tuning out the advertiser whose announcements are too long or too commercial. But the listener is not the only one who can tune out. The advertiser can also tune out, and spend his money in other media if they make radio unprofitable for him. The whole future of broadcasting in this country, just as much as the future of newspaper and magazine publishing, depends upon its profitable use as an advertising medium.

"Listener acceptance doesn't depend upon the length of the advertising content of programs, but upon the skill with which the entire program is staged from the opening to the closing announcements. Comparison of lengths of advertising copy with nationwide tests of program popularity conclusively proves that popularity of programs has no relation to the length of copy.

"I have great confidence in the air as a full-fledged dependable advertising medium, and I have a similar confidence in the advertising education of the public. All in all, I think there is very little need for wet-nursing solicitude. I think we will probably hear the controversy about long copy and short copy for many years to come, but I don't think either side is going to have very much influence on the so-called American system of broadcasting, which provides a rich variety of entertainment at the expense of the advertiser, instead of an anaemic flow of entertainment as in England at the expense of the set owner.

"Some of our friends in the publishing world seem to be unduly disturbed by the growth of radio advertising, and its possible effect on the future of printed advertising. I think their fears are not founded on a logical analysis of the situation. There is a very definite limit to the amount of time that can be profitably bought by advertisers. There are only twenty-four hours in the day - and a radio set can get only one program at a time.

"While the volume of radio advertising is now large enough to be impressive, there are a number of daily newspapers whose annual advertising revenues are in excess of the receipts of the broadcasting chains. One of the national magazines last year carried nearly twice as much advertising in its fifty-two issues as the two great chains did in 365 days."

- - -

May 16, 1931

"MEN OF AMERICA" SERIES ANNOUNCED

The National Advisory Council on Radio in Education this week announced the first of a series of radio lectures, entitled the "Men of America" series, to be broadcast over country-wide networks. President Hoover, speaking from the Cabinet Room of the White House, will introduce the first speaker of the series, Robert A. Millikan, who will talk from Los Angeles at ten o'clock, Daylight Saving, New York time, on the evening of Friday, May 22. Dr. Millikan then will give the inaugural address of the series which will be carried over coast-to-coast hook-ups to the First Annual Assembly of the Council in session in New York at the New School for Social Research. The cooperation of both the National Broadcasting Company and the Columbia Broadcasting Systems has been assured by the officials of those organizations.

Other speakers who have been invited to participate in the series for the first year are Nicholas Murray Butler, who will speak on some phase of international relations, Charles Evans Hughes on the law, Walter Lippman on journalism and John Dewey on education.

According to Levering Tyson, director of the Council the Council plans to continue this notable series indefinitely, and will invite only four or five individuals annually to deliver the addresses. Although lecturers for only the first year have been approached, it is probable that such men as Dwight Morrow, Julius Rosenwald, Silas Strawn, Gerard Swope and Newton D. Baker will be asked to carry on the series.

The function of the National Advisory Council on Radio in Education is to further the art of radio broadcasting in American education. The "Men of America" series is the first attempt the Council has made to demonstrate the type of educational broadcasting that will excite the interest of the American people.

- - -

RADIO EDITORS MAKE SURVEY

The use of trade names in published programs, the value of spotlight advertising, the preparation of radio publicity and the comparative merits of the American and European broadcasting systems are several of the subjects covered by the survey now being made by the Newspaper Radio Editors' Association, through the organization's secretary-treasurer, Sol Taishoff of Washington. The results of the survey will be announced following the Radio Trade Show in Chicago on June 9.

- - -

HEAR KTNT ARGUMENT

Norman Baker and his attorney jointly argued the case of Station KTNT, Muscatine, Iowa, before the Commission this week. After hearing before Chief Examiner Yost, it was recommended that the license of the Muscatine station be not renewed. Exceptions to the report were filed and argument was heard thereon this week. Briefs were filed in opposition to Baker's station by the Iowa and Illinois medical associations and state health departments.

- - -

May 16, 1931

RADIO AND "LITTLE RED SCHOOLHOUSE"

If radio is to be of any real value to the little red schoolhouses of the nation "educational raids on the wave-length" backed by politicians must be prevented, O. H. Caldwell, former member of the Federal Radio Commission and editor of Electronics, said in a talk over WOR, Newark, this week.

"It is high time some of the real facts about radio were injected into the heads of politicians and educators who are now indulging in flights of oratory about reaching the little red school house with educational programs," he said.

"Just at present the favorite delusion of educational enthusiasts seems to be that a 500-watt station (about as much power as your breakfast toaster consumes) will cover the school rooms of the whole nation. The fact is, such a 500-watt station can be depended on to deliver a dependable program only two to 15 miles during daylight hours. Even a 5000-watt station can serve a radius of only 15 to 40 miles, and a 50,000-watt only 30 to 100 miles, under average daylight conditions.

"A bill at present before Congress would require the allocation of 15 per cent of the broadcasting wave-lengths, facilities, etc. for the sole use of educational institutions. Back of this educational raid on the wave-lengths there are, of course, the artful moves of the politicians, who like to get their hands on more radio channels.

"Such a plan of exclusive 'educational waves' would defeat the very purpose which educators and all public-spirited citizens really want to see accomplished, namely, the greater usefulness of the air for popular instruction.

"It is unsound for Congress to start assigning our slender stock of wave-lengths to special classes of broadcasters or to special interests of any kind. To set up "educational wave-lengths" will be further unwise and wasteful, for it will withdraw now useful wave-lengths from general circulation, while restricting the great educational power of the radio to the mere handfuls of listeners who would tune in on special "educational wave-lengths" carrying a menu of continuous instruction."

- - -

AMONG OUR MEMBERS

Morgan L. Eastman of WENR has been re-elected president of the Chicago Broadcasters' Association.

Leo Fitzpatrick of WJR has been elected a member of the board of the Adcraft Club of Detroit.

Among the visitors at NAB headquarters this week were: Harry Shaw, WMT, Waterloo, Iowa; Dr. Frank Elliott, WHO-WOC, Davenport, Iowa; H. B. Wooten, WREC, Memphis, Tenn.; Ed. S. Riggins, KMJ, Fresno, Calif.; Bill Foss, WCSH, Portland, Maine; C. R. Cummins, WRAK, Williamsport, Pa.; Stanley Hubbard, KSTP. St. Paul, Minn.; Leonard E. Wilson, KGIW.

- - -

May 16, 1931

CHANGE TUBES ONCE A YEAR

Commissioner Harold A. Lafount, speaking to a group of radio listeners this week, urged that receiving set tubes be replaced once a year. He said:

"Many set owners pay too little attention to the hearts of receivers. The tubes do the real work, but like most mechanical devices they will wear out. An automobile, no matter how perfectly constructed, would not travel a great distance without oil. Manufacturers tell us to change the oil every five hundred miles; not because it has disappeared, but because it has lost its efficiency. Many of its virtues and characteristics have disappeared, although the fluid itself still exists. This to a great extent is true with the tubes in your radio set. People often complain that reception is not satisfactory, when perhaps they are using tubes from one to three years old. For efficiency you should replace all your radio tubes once a year.

"Unsatisfactory reception is also often produced by replacing a burned out tube. The new tube is so much more efficient than those remaining in the set it causes distortion. I may compare this with the placing of a new string in your piano, and then failing to tune the piano, or blend all of the strings.

"If you expect the reproduction of all sounds and the harmony which is transmitted, it is wise to replace all the tubes, even though they have not completely burned out. Depreciation of tubes is gradual consequently unnoticeable. If your old tubes are all replaced with new ones, you would notice a marked improvement, in fact the old receiving set would surprise you."

- - -

YOST RECOMMENDS STATION MOVE

The recommendation originally made in Examiner's Report 18 was upheld by Examiner Yost this week, in Report 158 (Dockets 952 and 958) covering a rehearing of additional evidence in the applications of James A. Matthews and Charles Huber, Aberdeen, S. D. for authority to erect a new station on 1270 kc with 100 watts and daylight operation; and of Station KGFX, Equity Union Creameries, Inc. to move a station from Pierre to Aberdeen, reducing the power on the present station assignment of 580 kc to 100 watts with daylight operation. The Examiner held that it would be in the public interest to deny the application for the new station on 1270 kc, and recommended the granting of the request of station KGFX to move the station to Aberdeen. The testimony at the hearing indicated "all protests made against the removal of Station KGFX from Pierre to Aberdeen have been withdrawn," and that Aberdeen and the surrounding area is now without dependable daytime reception. Station WNAX, Yankton, S. D. a respondent at the hearing, introduced testimony to the effect that Pierre and Aberdeen are now served by this station. The summarized recommendation of the Examiner in granting the request of station KGFX to move provided that the applicant install modern equipment and that the transmitter be located in "a sparsely settled area" to reduce "blanketing." It was further recommended that the pending application for assignment of license from Dana McNeil to the Equity Union Creameries, Inc. be granted by the Commission without further hearing.

- - -

May 16, 1931

ORDER AFFECTING RENEWALS

The Commission on Friday, May 15, adopted General Order No. 114 (repealing General Order No. 89) which reads as follows:

Section 1. Unless otherwise directed by the Commission, all applications for renewal of license shall be filed so as to be received at the office of the Supervisor of Radio in charge of the district in which the station is located at least sixty days prior to the expiration date of the license sought to be renewed. Where an applicant for renewal of license fails to meet these requirements, and as a result thereof the Commission fails to take action upon any such application before the expiration date of the license sought to be renewed, the licensee shall cease operating in accordance with the terms of said license and no temporary extension thereof will be granted pending decision of the Commission on said delinquent application.

Section 2. In all cases where an application for renewal of license is regarded as essential to the proper conduct of a hearing or an investigation by the Commission and the Commission as a result thereof specifically directs that the same be filed on or before a date certain, such application shall be filed so as to be received at the office of the Supervisor of Radio in charge of the district in which the station is located within the time specified by the Commission. Upon the failure of any licensee to file an application within such time as the Commission shall prescribe by specific direction or such extension thereof as the Commission may grant upon proper showing, the Commission shall proceed with the hearing upon the premise and assumption that said delinquent licensee does not desire or intend to make application for renewal of existing license; said delinquent licensee shall be defaulted in the matter of said hearing and no renewal of license will be granted or issued to it.

Section 3. That General Order 89 be and the same is hereby repealed. This order shall beeffective on the day first above written.

- - -

IDAHO AND WYOMING FIGURES

The Census Bureau this week announced receiving set figures for Idaho and Wyoming. Out of 108,515 families in Idaho, 32,869, or 30.3 per cent have radio sets while in Wyoming out of 57,218 families, 19,482, or 34.0 per cent have sets. The number of persons per family is 4.1 in Idaho and 3.9 in Wyoming.

- - -

ORAL ARGUMENT GRANTED

The Commission granted the request for oral argument of Station WHA, University of Wisconsin, Madison, Wis. and Station WLBL, Department of Agriculture and Markets, State of Wisconsin, Stevens Point, Wis. in support of their application to consolidate both stations and operate at Madison with 5 KW day power on 900 kc. These applications were heard by Examiner Pratt and recommended for denial in Report 139 (Docket 984). The Commission will hear the argument on June 3. The applicants have been allowed one hour in which to present their reasons for reversal of the examiner's report.

- - -

May 16, 1931

STATION REPRESENTATION COMPANY

William S. Hedges, president of WMAQ, Inc. was elected president of the Advertising Radio Service Incorporated, a station representation company formed at Chicago, this week. John Shepard of the Yankee Network, Boston, was elected vice-president and Walter J. Damm, WTMJ, Milwaukee, secretary. The company will open offices in New York in the near future. Later additional offices will be opened in Chicago and San Francisco and other leading commercial cities.

Nine stations were represented at the organization meeting. They were WMAQ, Chicago; WNAC, Boston; WTMJ, Milwaukee; WHK, Cleveland; WHAS, Louisville; WCCO, Minneapolis; WPTF, Raleigh; WSM, Nashville; WMT, Waterloo; and WHO-WOC, Davenport. Other stations that have indicated an interest in the organization are: WBEN, Buffalo; WJR, Detroit; WOR, Newark; WBAP, Fort Worth; WFAA, Dallas; WOAI, San Antonio; WSB, Atlanta; WSMB, New Orleans; KFI, Los Angeles; KPO, San Francisco; KOMO, Seattle; KWK and KMOX, St. Louis.

Only stations in non-competitive areas will be represented by the company and each station represented will hold stock in the company. Other similar companies are expected to be formed and with stations controlling their own representation the evil of double commissions will eventually be dissipated.

- - -

POSITIONS WANTED

The NAB has received applications for positions from several announcers and commercial men from different parts of the country. Stations interested should write to the Managing Director, National Press Building, Washington, D.C.

- - -

TELEVISION AT RMA SHOW

Television will be an important feature of the Seventh Annual Convention and Trade Show of the Radio Manufacturers' Association to be held at Chicago, Ill. during the week of June 8th. Headquarters will be at the Stevens Hotel. It is expected that 25,000 will attend the sessions of the convention and the show.

- - -

WHP CHANGES HANDS

During the past week the Harrisburg Telegraph purchased controlling interest in Station WHP, Harrisburg, Pa. a Columbia outlet.

- - -

DINNER FOR LOMBARDO

Folks prominent in Washington radio circles attended the dinner at Wardman Park Hotel last Saturday given by Harry Butcher, Columbia's Washington representative, in honor of Guy Lombardo, the orchestra leader.

- - -

May 16, 1931

MORE DAY POWER RECOMMENDED

Examiner Hyde has recommended the granting of the application of station KGKL, San Angelo, Texas, Report 156 (Docket 1086) requesting authority to increase day power from 100 to 250 watts on the present frequency of 1370 kc, although both Texas and the Third Zone are over quota. He ruled that where a decided need has been shown for additional day power in a poorly served area, and the granting of such an application would tend to a more efficient use of facilities in the community, these factors are of greater importance than the question of the state and zone being overquota. Texas is 40% over quota and the Third Zone has 12.09 units in excess of that assigned to it. The Examiner further found "on account of climatic conditions, radio broadcast service in this part of the country (Texas) is hampered more by static conditions than in the more northerly states." In the recommendation it was stated that the "use of increased daylight power will make it possible to improve and extend service without affecting the reception of any other station and without setting up a barrier against the use of the frequency involved at locations in adjacent states not already barred by the stations' present use of the frequency."

- - -

RADIO SLANDER BILL APPROVED

Governor Rolph has signed the "radio slander" bill which was recently passed by the California Assembly. The bill is admittedly aimed at the activities of Rev. "Bob" Shuler, Los Angeles broadcaster, which are now receiving the scrutiny of the Commission.

- - -

TELEVISION SUIT DISMISSED

The Supreme Court of the District of Columbia this week dismissed the suit brought by the Radio Service Corporation of America against C. Francis Jenkins, Washington inventor, asking for an accounting for profits realized through the sale of his television patents. The court found that Jenkins was within his legal rights in disposing of his patents.

- - -

RECOMMEND POWER INCREASE DENIAL

Examiner Walker in Report 157, recommending denial of the application of St. John's Catholic Church (WHBC) Canton, Ohio, for an increase in power from 10 to 100 watts, held that even if the granting of additional power would increase the service of the station in the community in which it is located, the power increase should not be granted if interference would result to other stations on the same frequency.

- - -

May 16, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission during the current week:

CALL	NAME OF APPLICANT	NATURE OF GRANT
W K B I	WKBI, Inc. Chicago, Illinois	Granted renewal of license; 1420 kc, 100 watts, shares with WHFC-WEHS.
W B Z A	Westinghouse Elec. & Mfg. Co. Boston, Mass.	Granted permission to operate old transmitter of WBZ at Springfield, Mass. under call letters WBZA with 1 KW power synchronized with WBZ at Boston, until new transmitter can be constructed with WBZA as authority by C. P.
W N A D	University of Oklahoma Norman, Oklahoma	Granted permission to remain off the air from April 30 to Oct. 1, 1931.
NEW	W. Va. Brdcg Corp. Portable, in West Virginia	Granted C. P. 1160 kc, 500, to test for new location for WWVA.
NEW	Alamo Brdcg Co. Inc. Portable in Bexar Co. Texas	Granted C. P. 1420 kc, 100 w. 1 a.m. to 6 a.m. to test for new location for KTAP.
NEW	Peery Bldg. Co. Portable in Utah	Granted C. P. 1400 kc, 100 w. 12 midnight to 6 a.m. and any other hours now used by KLO, to test for new location KLO.
W F D W	Raymond C. Hammett Talladaga, Ala.	Granted C. P. to move transmitter and studio from Talladaga to Anniston, Ala.; install new equipment and use portable to test for location.
W W N C	Citizens Brdcg Co. Inc. Asheville, N. C.	Granted C. P. to move transmitter and studio locally in Asheville, and install new equipment.
W H K	Radio Air Service Corp. Cleveland, Ohio	Granted C. P. to move auxiliary transmitter to Pleasant Valley Road, Seven Hills Village, Ohio.
W B I G	North Carolina Brdcg Co.Inc. Greensboro, N. C.	Granted mod. of C. P. to extend completion date to 7/1/31, make changes in equipment; increasing maximum rated power of equipment to 1 KW, but does not increase licensed power.
W B Z A	Westinghouse E. and M. Co. Boston, Mass.	Granted mod. of C. P. extending completion date to August 5, 1931.

APPLICATIONS GRANTED (Continued)

W A A T	Bremer Brdcg Corp. Jersey City, N. J.	Granted authority to install automatic frequency control.
W O B U	WOBU, Inc. Charleston, West Virginia	Granted authority for direct measurement of antenna input.
W B B R	Peoples Pulpit Association Brooklyn, N. Y.	Granted authority for direct measurement of antenna input.
W O D X	Mobile Brdcg Corp. Mobile, Alabama	Granted mod. of lic. to change time from dividing with WSFA to simultaneous operation with WSFA until LS, divide with WSFA at night.
W S F A	Montgomery Brdcg Co. Inc. Montgomery, Alabama	Granted mod. of lic. to change time from sharing with WODX to full day operation, share at night with WODX.
W A A B	Bay State Brdcg Corp. Boston, Mass.	Granted mod. of lic. to change time from sharing with WSSH to unlimited (WSSH discontinuing).
W I C C	Bridgeport Brdcg Sta. Inc. Bridgeport, Conn.	Granted mod. of lic. to increase power to 250 W. night, 500 W. LS.
W B B M - W J B T	Atlass Co. Inc. Chicago, Illinois	Granted mod. of lic. to change name to WBBM Broadcasting Corp.
W M M N	Holt Rowe Brdcg Co. Fairmont, W. Va.	Granted renewal of license 890 kc, 500 W. day, 250 W. night, unlimited.
W T A R	WTAR Radio Corp. Norfolk, Virginia	Granted authority to reduce power to 100 W. for 30 days and extend program test for 10 days additional, from May 11th.
W D B J	Richardson-Wayland Elec. Corp. Roanoke, Virginia	Granted consent to voluntary assignment of license to Times-World Corp.

- - -

LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: KICK, Red Oak, Iowa; WBBC, Brooklyn, N. Y.; WHAD, Marquette, Wisc.; KFEL, Denver, Colo; WLBC, Muncie, Ind.; KWJJ, Portland, Oregon; KRLD, Dallas, Texas; KFLV, Rockford, Ill.; KGCA, Decorah, Iowa; WHBD, Mt. Orab, Ohio; WAAB, Boston, Mass.; KGKB, Tyler, Texas; KELC, Decorah, Iowa.

- - -

May 16, 1931

COMMISSION SUSTAINS EXAMINERS

The Commission, at a busy session on Friday, sustained its examiners in 21 out of the 22 cases decided. The decisions disposed of 19 reports which had previously been submitted for action. In one case, that of Station WGST, Atlanta, Georgia, for additional hours of operation, Chairman Saltzman and Commissioner Starbuck filed dissenting opinions. Opinions were rendered in each of the cases decided Friday and copies will be supplied to interested parties by the Commission as soon as they can be made available.

A summary of the Commission's action is as follows:

Ex. Rep. No. 14 & Sup.	WGST	Ga. School of Tech. Atlanta, Georgia	Granted C. P. for increase in hours of operation to full time; denied as to increase in power. (Examiner Yost).
Ex. Rep. No. 74	NEW	W.T.M.M. W.C. V.F. Hutchens d/b as The Hutchens Co. Huntsville, Ala.	Granted C. P. for operation on 1200 kc 50 watts, under time sharing basis with WFBC with 6/7 time, sustaining Examiner Yost.
Ex. Rep. No. 84	KLPM	John B. Cooley Minot, N. Dakota	Denied C. P. for change in frequency to 1240 kc, increase in power to 500 W. sustaining Examiner Yost.
Ex. Rep. No. 88	WMAZ	Macon Junior Chamber of Commerce Macon, Georgia	Granted mod. of lic. for operation on 1180 kc, 500 watts, sustaining Examiner Yost.
Ex. Rep. No. 91	NEW	Pioneer Broadcasting Co. Adamsburg, Pa.	Denied C. P. for new station on 620 kc, 100 watts, daytime, sustaining Examiner Yost.
Ex. Rep. No. 98	WJBY	Gadsden Brdcsg Co. Inc. Gadsden, Alabama	Denied C. P. to change frequency to 950 kc. Granted increase in power to 100 watts. Examiner Yost sustained.
Ex. Rep. No. 103	KROW	Educational Brdcg Corp. Oakland, Calif.	Denied C. P. and mod. of lic. to change frequency from 930 to 740 kc, and power from 1 KW day, 500 W. night to 2 KW day, 1 KW night, sustaining Examiner Yost.
Ex. Rep. No. 104	NEW	John R. Anderson Cardwell, Missouri	Denied C. P. for new station 1420 kc, 25 W. daytime operation, sustaining Examiner Yost.
Ex. Rep. No. 106	WNJ	Radio Investment Co. Inc. Newark, N. J.	Granted renewal of license; denied mod. of lic. and C. P. to change hours of operation to unlimited and increase power to 500 W. sustaining Examiner Yost.

COMMISSION HEARING EXAMINERS

The Commission, at a busy session on Friday, completed the examiners in 21 out of the 22 cases docketed. The dockets included 2 reports which had previously been submitted for action. In one case, that of Division WSB, Atlanta, Georgia, for public use of a-motion, Chairman Sullivan and Commissioner Starbuck filed dissenting opinions. Opinions were rendered in one of the cases docketed Friday and copies will be supplied to interested parties by the Commission as soon as they are available.

A summary of the [illegible] action is as follows:

Ex. Rep. 16	[illegible]	[illegible]	Denied C. P. for increase in [illegible] operation; granted [illegible] to [illegible] power. (Examiner Yost).
Ex. Rep. 18	[illegible]	[illegible]	[illegible] for operation of [illegible]
Ex. Rep. 24	[illegible]	[illegible]	Denied C. P. [illegible] to [illegible] power. [illegible] (Examiner [illegible]).
Ex. Rep. 25	[illegible]	[illegible]	Granted mod. of lic. for operation [illegible] 1,340 kc, 250 watts, [illegible] (Examiner Yost).
Ex. Rep. 27	[illegible]	[illegible]	[illegible]
Ex. Rep. 28	[illegible]	[illegible]	[illegible]
Ex. Rep. 29	[illegible]	[illegible]	[illegible]
Ex. Rep. 30	[illegible]	[illegible]	[illegible]
Ex. Rep. 31	[illegible]	[illegible]	[illegible]

COMMISSION SUSTAINS EXAMINERS (Continued)

Ex. Rep. No. 107	KFKZ	Northwest Missouri State Teachers College, Kirksville, Mo.	Denied C. P. 1200 kc, 100 W. unlimited hours. Sustaining Examiner Yost.
Ex. Rep. No. 109	NEW	Earl J. Smith Watertown, N. Y.	Denied C. P. for new station 1240 kc, 50 watts, daytime hours, sustaining Examiner Pratt.
Ex. Rep. No. 110	NEW	J. E. Richards Greenville, S. C.	Denied C. P. for Richards 1200 kc, 100 watts, unlimited, Denied C. P. for Hamilton, 1240 kc, 500 W. unlimited; denied C. P. 1180 kc, 1 KW, limited time for Greenville News-Piedmont Co. Examiner Yost sustained in first two cases, reversed in latter case.
	NEW	W. T. Hamilton Greenville, S. C.	
	NEW	Greenville News-Piedmont Co. Greenville, S. C.	
Ex. Rep. No. 111	WIOD WMBF	Isle of Dreams Broadcasting Co. Miami Beach, Fla.	Denied mod. of lic. to change frequency to 940 kc, power to 1 KW, sustaining Examiner Pratt.
Ex. Rep. No. 116	NEW	Marius Johnson Ironwood, Michigan	Granted C. P. for new station 1420 kc, 100 watts, daytime only, sustaining Examiner Yost.
Ex. Rep. No. 120	WQBC	Delta Broadcasting Vicksburg, Miss.	Denied C. P. and mod. of lic. for increase in power and change in hours of operation, sustaining Examiner Pratt.
Ex. Rep. No. 121	NEW	Vernon Wright, jr. Mauston, Wisconsin	Denied C. P. for new station, 1500 kc, 100 watts, unlimited hours, sustaining Examiner Pratt.
Ex. Rep. No. 122	NEW	Howell L. Westbrook Pine Bluff, Ark.	Denied C. P. for new station 1310 kc, 100 watts, unlimited hours, sustaining Examiner Pratt.
Ex. Rep. No. 126	WCOD	Norman R. Hoffman Harrisburg, Pa.	Denied C. P. for increase in power, sustaining Examiner Yost.
Ex. Rep. No. 127	KTAR	KTAR Broadcasting Co. Phoenix, Arizona	Dismissed application for mod. of lic. to increase power, sustaining Examiner Hyde.
Ex. Rep. No. 140	WTFI	Toccoa Falls Inst. Toccoa, Georgia	Dismissed application for C. P. to increase power, sustaining Examiner Yost.

- - -

May 16, 1931

APPLICATIONS DENIED

	NATURE OF ACTION
W. O. Ansley, jr. Abilene, Texas	Denied petition asking Commission to vacate order for rehearing on application for construction permit to be held June 10.

- - -

APPLICATIONS DEFAULTED

The following applications, which heretofore had been designated for hearing by the Commission, were denied on May 8, because applicants failed to file appearances within the time limit fixed by General Order 93.

FRC FILE NO.	NAME OF APPLICANT	CALL	NATURE OF APPLICATION
5-MPB-762	Western Brdcst Co. Hollywood, Calif.	KNX	Mod. of C. P. 1050 kc, 50 KW, LP
1-MLB-758	Gen. Brdcg System Inc. New York, N. Y.	WGBS	Mod. of lic. 930 kc, 250 w.
5-PB-1816	City of Fort Morgan Fort Morgan, Colo.	KGEW	C. P. 680 kc, 500 w. 1 KW LS.
5-PB-1857	Jack E. Stranger Coeur d'Alene, Idaho	NEW	C. P. 1070 kc, 100 w.

- - -

APPLICATIONS DISMISSED

The following applications were dismissed at the request of the applicants:

FRC FILE NO.	NAME OF APPLICANT	CALL	NATURE OF APPLICATION
1-PB-1793	New England Brdcg Sta. New Haven, Conn.	NEW	C. P. 1270 kc, 250 w. 500 w. LS.
4-PB-1785	Marshall Elec. Co. Inc.	KFJB	C. P. 880 kc, 500 w.

- - -

DENIAL OF STATION RECOMMENDED

Examiner Hyde has recommended the denial of the application for construction permit of R. S. McEwan, Clovis, N. Mex. in Report 161 (Docket 1078) requesting authority to erect new station on 1000 kc with power of 100 watts and daylight operation. The Examiner stated the community was not capable of originating sufficient material locally to provide proper broadcast service. It was further suggested that it would be an uneconomical use of facilities to authorize 100 watts operation on a cleared channel.

- - -

May 16, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, May 18, 1931. All hearings commence at 10 a. m.

MONDAY, May 18, 1931

WHBY	St. Norbert College W. De Pere, Wisconsin	C. P. 950 kc Unlimited time	500 W. 1 KW LS
		Present Assignment: 1200 kc Unlimited time	100 W
W C L O	WCLO Radio Corp. Janesville, Wisconsin	C. P. 1200 kc Unlimited time	100 W. 250 W LS
		Present Assignment: 1200 kc Unlimited time	100 W
WSUI	State University of Iowa Iowa City, Iowa	Mod. Lic. 880 kc Unlimited time	500 W.
		Present Assignment: 880 kc 3/7 time	500 W

This cause was heard December 10, 1930 and is placed on the calendar for the taking of additional testimony.

KSO	Berry Seed Company Clarinda, Iowa	Vol. Assign. lic. 1380 kc Shares time with WKBH	500 W.
		Requests assignment of license to Joseph Callaway & Harry Dahl	
KSO	Joseph Callaway & Harry Dahl	C. P. 1380 kc To share time with WKBH	500 W
		Present Assignment: 1380 kc Shares time with WKBH	500 W.
		Requests authority to move transmitter and studio to Des Moines, Iowa.	
NEW	Ozark Radio Corporation Carterville, Missouri	C. P. 1420 kc Hours not used by WMBH	100 W.
		Mod. of lic. 1604, 2398, 3256, 4795, 6425, 8650, 12850, 17300 kc. (4 a.m. to 5 a.m.;1:30 p.m. to 2:30 p.m. (is time covered by present license.)	100 W.
	Requests that hours not be restricted or set, so interference may be avoided with WMBH.		

[illegible] hearings are scheduled for the week commencing [illegible]
[illegible] All hearings commence at 10 a.m.

MONDAY, May [illegible], 1981

[illegible] Robert Collins — Unlimited time
[illegible] St. Pete, Tennessee

Powers Maintenance [illegible]

[illegible] — [illegible] 1500 kc
[illegible] Radio Corp. — Unlimited time
Knoxville, Tennessee

Pickens Amusement [illegible]

[illegible] — Steve Chevrolet of Iowa — Unl. time — [illegible] kc
Iowa City, Iowa

Preston Auto [illegible]

[illegible] cease [illegible] October 10, 1980 and is ordered to show cause
[illegible] of additional [illegible].

[illegible] — Terry Dove Property — [illegible]
Blackfoot, Idaho

Pioneer [illegible]

[illegible] — Lewis Delivery & Storage Corp. — [illegible]

[illegible]

Pioneer [illegible]
and revoke [illegible]

[illegible] — Great Radio Communication — [illegible]
Knoxville, Tennessee

[illegible] of [illegible]
[illegible]
[illegible] kc

Hearing upon [illegible] 3 [illegible]
[illegible] or [illegible] interf-
[illegible] may be [illegible] with [illegible]
[illegible]

HEARING CALENDAR (Continued)

TUESDAY, May 19, 1931

NEW	Meade Johnston Tuscaloosa, Alabama	C. P.	1370 kc Daytime hours	100 W.

This cause was heard on October 10, 1930, and the Commission remanded the report to the Examiner for the taking of further testimony.

NEW	G. L. Johnson Texarkana, Arkansas	C. P.	1500 kc To share time with KGKB	100 W.

THURSDAY, May 21, 1931

NEW	Plattsburgh Broadcasting Co. Plattsburgh, N. Y.	C. P.	1310 kc Daytime hours	100 W.
WAAT	Bremer Broadcasting Corp.	Mod. Lic.	930 kc Unlimited time	250 W. 500 W. LS

Present Assignment: 940 kc 300 W.
Daytime to 5:00 p.m. E.S.T.

- - -

CONSTRUCTION PERMITS GRANTED

During the current week the Commission granted applications for construction permits tothe following stations, authorizing the installation of new transmitters, or changes in present equipment: WEDC, Chicago, Ill.; KCRJ, Jerome, Arizona; WBNX, New York, N. Y.; KFXY, Flagstaff, Arizona; KFPC, Pasadena, Calif.; WHIS, Bluefiled, West Virginia; KFSG, Los Angeles, Calif.; WAIU, Columbus, Ohio; KQV, Pittsburgh, Pa.; WPAW, Pawtucket, R. I.; WHAZ, Troy, N.Y.; KLX, Oakland, Calif.; KGMB, Honolulu, T.H.; WSPA, Spartanburg, S. C.; KQW, San Jose, Calif.

- - -

RECOMMENDS DENIAL OF PENNSYLVANIA APPLICATION

Denial of the application filed by Milton Guyton, Uniontown, Pa. for construction permit to erect new 250 watt daylight station on 620 kc was recommended by Examiner Walker in Report 162 (Docket 1133). According to this report the applicant failed to show sufficient financial ability to maintain the station; to establish that interference would not result; to indicate that any substantial service would be rendered; and, to point the availability of sufficient program talent to render programs of public interest.

- - -

May 16, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	Troy Broadcasting Co. Troy, Alabama	Requests C. P. for new station, 1500 kc 50 watts, daytime hours.
NEW	A. L. Beghtel and Deitrich Dirks York, Nebraska	Requests C. P. for new station 930 kc, 500 w. night, 1 KW LS. share with KMA.
NEW	D. R. Wallace Location near Tulsa, Okla.	Requests C. P. for new station 1210 kc, 100 w. time not used by KGMP.
NEW	Harry C. Whitehill Waterbury, Vermont	Requests C. P. 1420 kc, 50 w. daytime hours.
NEW	Tom A. Terry St. Louis, Missouri	Requests C. P. 1420 kc, 100 w. unlimited time.
NEW	Hattie Mizelle Dothan, Alabama	Requests C. P. 1370 kc, 100 w. unlimited time.
WNBX	First Cong. Church Corp. Springfield, Vermont	Requests C. P. to install new equipment and increase power to 100 watts.
KFJI	KFJI Broadcasters, Inc. Astoria, Oregon	Requests C. P. to move transmitter and studio from Astoria to Klamath Falls, Ore.
WLBG	Robert Allen Gamble Petersburg, Virginia	Requests consent to voluntary assignment of license to WLBG, Inc.
WTAQ	Gillette Rubber Co. Eau Claire, Wisconsin	Requests mod. of lic. to change time from sharing with KSCJ to unlimited.
WGBF	Evansville on the Air, Inc. Evansville, Indiana	Requests mod. of lic. to change time from sharing with WOS and KFRU to simultaneous daytime operation with WOS and KFRU, sharing with WOS and KFRU night.
KFPY	Symons Broadcasting Co. Spokane, Washington	Requests mod. of lic. to change frequency from 1340 kc to 1220 kc.
KLRA	Arkansas Broadcasting Co. Little Rock, Arkansas	Requests mod. of lic. to change frequency from 1390 to 1430 kc; increase power from 1 KW to 1 KW day and 500 w. night; increase hours of operation from sharing with KUOA to unlimited. (Synchornize with WHEC, WOKO, WHP and WCAH).
NEW	Monumental Radio Inc. Baltimore, Maryland	Requests C. P. frequencies 2000-2100, 2100-2200, 2750-2850, 2850-2950, 500 watts.

APPLICATIONS SET FOR HEARING (Continued)

W9XAA	Chicago Federation of Labor Chicago, Illinois	Requests C. P. experimental service
NEW	The Kunsky-Trendle Brdcg Corp. Detroit, Mich.	Requests C. P. for visual broadcasting service.
NEW	Greater St. Louis Brdcg Corp. Kirkwood, Missouri	Requests C. P. for picture transmission service.

- - -

TEXAS WOULD TAX ASCAP FEES

The Texas assembly will shortly consider a bill under which all licensee fees collected in Texas by the American Society of Composers, Authors and Publishers would be taxed 25 per cent. The Society is fighting the measure. If the bill becomes law the Society has indicated it will increase its fees to stations in that state or refuse to issue licenses.

- - -

BROADCASTING UNIONS ASKS DATA

Broadcasting stations in the United States are receiving questionnaires from the International Broadcasting Union seeking information for general use by the broadcasting industry throughout the world. The union numbers among its membership nearly all of the European broadcasting stations and both National and Columbia networks hold associate membership in this country. The purpose of the Union is to study broadcasting problems from the international viewpoint.

- - -

DAYLIGHT STATION RECOMMENDED

The granting of the application of the Berks Broadcasting Co. Reading, Pa. for a construction permit to erect a new station on 830 kc with 1 KW and daylight operation was recommended by Examiner Yost in Report 159 (Docket 1141). Stating that the city of Reading and surrounding area were not now provided with dependable radio broadcasting reception, the Examiner ruled that the granting of this application would result in improved and enlarged reception in this vicinity. Attention has been called to the fact that the establishment of the proposed station would probably result in preventing the people within the good service area of the proposed station from receiving programs broadcast by station WABC, operating on 860 kc, 100 miles distant. If such programs are desired, they may be received from WCAU at Philadelphia, the report explained.

- - -

May 16, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K M A C	W. W. McAllister San Antonio, Texas	1370	630	C.P. to move transmitter locally; change frequency; increase power to 250 W. 500 W. LS; change hours to unlimited; install new transmitter.
W N O X	Sterchi Bros. Knoxville, Tenn.	560	---	Voluntary assignment of license to WNOX, Inc.
K M A	May Seed & Nursery Co. Shenandoah, Iowa	930	710	Mod. of lic. change frequency; change power to daytime.
W D B J	Richardson-Wayland Elec. Corp. Roanoke, Virginia	930	---	Vol. assignment of license to Times-World Corporation.
NEW	A. E. Hodges & W. R. Winkler Boone, N. C.	---	1200	C. P. amended to request to share with WFBC.
NEW	Sun Publishing Company Jackson, Tennessee	---	600	C. P. request new station; 500 W. unlimited.
NEW	Chas. Smuck Springfield, Missouri	---	1500	C. P. amended to request to share with KGIZ.
NEW	S. N. Baruch, trustee for Fresno Broadcasting Co. Fresno, Calif.	---	1350	C. P. erect new station 500 W. unlimited.
NEW	John W. Lieuallen Moscow, Idaho	---	1420	C. P. amended to request 1420 kc, instead of 1070 kc.
NEW	Fred H. Goss Boston, Mass.	---	1500	C. P. erect new station; 100 W. night and 250 W. day; unlimited time.
W C O H	Westchester Broadcasting Corp. Yonkers, New York	1210	1050	Mod. of lic. change frequency; change hours to unlimited.
W J B K	James F. Hopkins, Inc. Highland Park, Mich.	1370	----	Mod. of lic. change studio location to Hotel Fort Shelby, Detroit, Michigan.

[illegible]

[illegible]

The following applications were received [illegible] Tuesday, [illegible] cover [illegible] week:

DATE	NAME OF APPLICANT	PRESENT INVENTORY	PRESENT NEEDS	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	580	---	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	---	[illegible]	[illegible]
[illegible]	[illegible]	---	[illegible]	[illegible]
[illegible]	[illegible]	---	[illegible]	[illegible]
[illegible]	[illegible]	---	[illegible]	[illegible]
[illegible]	[illegible]	---	[illegible]	[illegible]
[illegible]	[illegible]	---	[illegible]	[illegible]
[illegible]	[illegible]	---	[illegible]	[illegible]
[illegible]	[illegible]	1310	[illegible]	[illegible]
[illegible]	[illegible]	1870	---	[illegible]

May 16, 1931

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W G A R	The WGAR Broadcasting Co. Cleveland, Ohio	1450	----	Mod. of C. P. amended to request approval transmitter location at "Howard & Dennison Ave. Village of Cuyahoga Heights, Ohio, Township #7, North, Range #12 West."
NEW	Americus Broadcast Co. Americus, Georgia	----	1370	C. P. amended to request facilities of WMBR in terms of units.
W J D X	Lamar Life Insurance Co. Jackson, Mississippi	1270	600	Mod.of lic. to change frequency to 1 KW day, 500 W. night.
NEW	The American Legion Post No. 106 Albany, Missouri	----	1200	C. P. amended to request 100 watts instead of 250 watts.
NEW	David Stein & Benjamin Perlstein Niagara Falls, N. Y.	----	1370	C. P. erect new station 50 watts; share with WSVS.
W J Z	National Broadcasting Co. New York, N. Y.	760	----	Mod. of C. P. to extend completion date to 8/8/31.
NEW	Clarence M. Doyle Philadelphia, Pa.	----	930	C. P. amended to request 50 watts.
W K Z O	WKZO, Incorporated Berrien Springs, Mich.	590	----	Mod. of C. P. requesting approval of transmitter location in Kalamazoo Co. Mich.; studio at New Burdick Hotel.
K F P Y	Symons Broadcasting Co. Spokane, Wash.	1340	1220	Mod. of lic. change frequency experimentally while KWSC is not operating during the summer.
NEW	Stewart A. Heigold Yuma, Arizona	----	1420	C. P. amended to request share with KGGC instead of unlimited hours (Facilities of KFQU).
K R E G	Pacific-Western Brdcg Fed.Ltd Santa Ana, Calif.	1500	----	Voluntary assignment of license to J. S. Edwards.

APPLICATIONS RECEIVED (Concluded)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W M B Q	Paul J. Gollhofer Brooklyn, N. Y.	1500	----	Mod. of C. P. install new transmitter; extend commencement date.
K D K A	Westinghouse Electric & Manufacturing Co. Pittsburgh, Pa.	980	----	Mod. of lic. to use auxiliary at Barclay Ave. East Pittsburgh.
W R E C-W O A N	WREC, Incorporated Memphis, Tenn.	600	----	Direct measurement of antenna input.
K C R C	Enid Publishing Co. Enid, Oklahoma	1370	----	C. P. move transmitter and studio locally; install new equipment.
W I A S	Iowa Broadcasting Co. Ottumwa, Iowa	1420	880	C. P. amended request install new transmitter; move studio to Des Moines Register & Tribune; change power from 100 W. to 500 W.; hours of operation to 4/7 time.
W K B I	WKBI, Incorporated Chicago, Illinois	1420	----	Mod. of lic. permit use of transmitter of Station WHFC and to move studio.
K F W I	Radio Entertainments, Inc. San Francisco, Calif.	930	----	C. P. amended omit request to increase power.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license following construction permits which had previously been issued by Commission action from the following stations: WTAG, Worcester, Mass.; KMJ, Fresno, Calif.; WJAG, Norfolk, Nebraska; WFDV, Rome, Georgia.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week the Commission received applications from the following stations requesting authority to install new transmitters or make changes in present equipment: KELW, Burbank, Calif.; WHBQ, Memphis, Tenn.

- - -

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

May 23, 1931

WANT TO TRADE PLACES?

"Let the laws affecting newspapers regulate broadcast and the laws affecting broadcast regulate newspapers. The newspapers will then know what it means to be regulated." This is the thought expressed in the "Listening Post" a department of the CALIFORNIA BROADCASTER.

"First, let newspapers be given 90-day permits to publish. These permits will only be renewed on good behavior. This means that no newspaper which will be read in the evening can carry in its advertising copy prices of merchandise. It will mean that only about 10 per cent of any one piece of advertising copy can refer to things for sale; the balance must be poetry - and cannot be free verse. It means that the newspaper cannot express an opinion of a political, religious or controversial subject without promptly expressing the opposite view, in the same place, in the same space and with equal force. If the newspaper does this and at the same time maintains its mechanical equipment in the shape that Washington desires, and makes no additions to it without permission, it may have its permit renewed.

"Needless to say, under this order of things, a newspaper's circulation is to be limited to its district and is not to be seen by the public outside."

- - -

May 23, 1931

SALTZMAN ADDRESSED EDUCATORS

Major General Charles McK. Saltzman, chairman of the Federal Radio Commission, discussed the "Radio Commission and Its Work" at the first annual assembly of the National Advisory Council on Radio in Education now in progress in New York.

Pointing out that the present radio law makes no distinction between so-called educational and commercial stations, the chairman said:

"Among the 9,842 vexatious and controversial questions that consistently and repeatedly appear to disturb the serenity of life on the Radio Commission is the problem concerning the subject matter of broadcast programs, which usually brings to notice an old complaint against radio advertising. 'Pro Bono Publico', 'Veretas' and 'Old Subscriber' write that the advertising matter in the programs of station PQRX is becoming nauseating and they inquire, 'Why doesn't the Federal Radio Commission do something about it?'

"After listening to the advertising matter in the programs of some stations I have heard, there is a bond of sympathy between me and these three old veteran literati who love to write to the newspapers in the interest of the general uplift. Even a person as callous as a Radio Commissioner can sympathize with them. But why doesn't the Federal Radio Commission do something about it?

"The answer is that the Radio Act says that 'Nothing in this Act shall be understood or construed to give the licensing authority the power of censorship over the radio communications or signals transmitted by any radio station.'

"The broadcasting station must have some means of support, for the operation and maintenance of such a station is an expensive matter. England, for example, has solved this problem by taxing radio receiving sets. No advertising is heard in British broadcasting. The average citizen of our country has a feeling today that the tax concession has already been over-subscribed and I doubt if our people want a broadcasting tax. In the early days of broadcasting in the United States several unsuccessful plans were tried to raise the necessary funds for the support of stations. The result was the development of the 'sponsored' program, which is a genteel, lady-like term for radio advertising.

"It is estimated that there are 15,000,000 radio receivers used in the United States. Which method of supporting radio broadcasting would these 15,000,000 owners prefer? A tax or a 'sponsored' program. There is little doubt but that the sponsored program would win. American broadcasting today is the best in the world. The sponsored program has brought to the microphone much costly entertainment put on by expensive talent. The advertising announcements in these high grade programs, in general, are tactfully made and cannot well be objected to if our broadcasting is to be supported by advertising. On the other hand, there are many cases of stations operating mainly for the profits to be gained that are permitting excessive and nauseating advertising. <u>These latter stations are hastening the day when grave consideration must be given to the question as to whether they are operating in the public interest, convenience and necessity</u>.

May 23, 1931

"Why doesn't the Federal Radio Commission do something about it? I have quoted to you the law prohibiting the Commission from exercising censorship. Although Congress did prohibit the Radio Commission from censoring programs, I wish to remind you there is another censor that can do much to regulate objectionable advertising and other obnoxious features of radio programs. That censor is the listening public for whom Congress wrote the Radio Act of 1927.

"The average broadcaster today is much in the position of a storekeeper. The storekeeper keeps on his shelves the goods that the people want to buy. In general, the broadcaster puts on the air the kind of programs his listeners wish to hear. If you are tired of the advertising of beauty parlors or filling stations, or the merits and price of the last consignment of prunes, you can censor that program by turning the dial to another station. The broadcaster, in general, wants to know what his listeners want to hear. Let him know. Of course, he must accept advertising; otherwise, his station will die, but the value of his advertising and the rates he is able to prescribe depend on the number of hearers he reaches. If excessive and objectionable advertising causes a large number of his hearers to tune in another station, the effect will be magical on the broadcast owner.

"In the minds of some of the taxpayers of this great nation there is a belief that the Federal Radio Commission arbitrarily allots radio broadcasting facilities to the various sections of the country in accordance with the dictates of its own sweet will, and the question is frequently asked: 'On what plan or policy do you allot facilities to the various sections of our country?' In reply, I must say that the distribution to the various states is prescribed by law and little is left to the sweet will of the Federal Radio Commission. The United States is divided into five radio zones by Act of Congress. An amendment to the original Radio Act, known as the Davis Amendment, prescribes that the radio facilities in each zone shall be equal, and further prescribes that the allotment to the states in each zone shall be in accordance with their relative population. The Federal Radio Commission having decided on the maximum allowance of radio facilities that can be permitted on the number of frequencies available for use in the United States, it then allots a percentage to each state in accordance with the law.

"The provisions of the Davis Amendment have been the subject of much discussion and argument. There is little doubt but that at the time this amendment was prepared by a most able legislator who had the best interests of radio at heart, there was a need for a yardstick for the distribution of radio in the United States, and that it served a useful purpose at the time. In general, the Davis Amendment allots facilities to states in accordance with population. But radio broadcasting has developed in a marked degree since the passage of the Davis Amendment. As broadcasting has developed and become a very important feature in the daily life of our people, there has also developed a feeling that possibly too much weight has been given to population and that other factors, as, for example, area, should receive consideration in arranging the distribution of broadcasting facilities in our country. However, this is not a matter that the Radio Commission can change. The Commission must simply carry out the wishes of Congress as expressed in the law today.

May 23, 1931

"All the frequencies for these many and varied uses are provided by the Federal Radio Commission. Do you wish to use one of these precious frequencies for some public purpose? You can apply for such a facility, but Congress has said that no special consideration shall be paid to you over any other applicant. The Federal Radio Commission cannot arbitrarily take one away from someone now licensed to use it and arbitrarily give it to you. Both the law and the courts have made this very plain. But Congress has prescribed a procedure by which you can obtain a frequency if you can show a better use than is now being made of it.

"In carrying out the wishes of Congress a grave responsibility rests on the Commission. It has in its trust a wonderful agency belonging to the people and our people have a right to demand the most careful, just and righteous administration of that trust.

"How can the Federal Radio Commission fulfill that trust to the people? It, too, must have a Code of Ethics and a standard of practice and procedure built on honesty and justice. The Commission has valuable franchises and privileges to grant. No court in the land need be more circumspect and exacting. More and more, as the days go by, is the Commission confronted with serious problems of engineering and law, but both of these are based on principles established by the Almighty who deals only in Honesty and Justice."

Charging that educators had not yet learned that 'you cannot decently lecture to a family in its own living-room', Henry A. Bellows, WCCO, Minneapolis, Minn. vice president of the Columbia Broadcasting System and member of the Executive Committee of the National Association of Broadcasters, told the educators that it should be their main purpose to build interesting programs and broadcasters will willingly cooperate in putting them on the air. He said in part:

"Before we make extensive plans for the use of radio in education, we urgently need to consider what radio is best fitted to accomplish, and where it is weak. This is why I have laid so much emphasis on its amazing power of conveying personality. Now, at the grave risk of offending many of the people in this room, I am going to say bluntly that most of the men and women who have tried to use radio for the purposes of formal education have been lamentably deficient in individuality. In other words, their radio talks have been simply and without qualification dull. What they have had to say may have been of value, but they have not known how to say it properly - not, alas, from lack of training or experience, but from a superfluity of inherent dullness. They have lectured, oblivious to the manifest fact that you cannot decently lecture to a family in its own living-room. I will come no nearer to using the hackneyed etymological definition of "education" than to say that too often, instead of seeking to draw out, they have striven to put in, and to put in something that their hearers refused to receive. They have sat before microphones, armed with written speeches, which they have delivered mechanically and to a distressing accompaniment of rustling papers. Above all, they have forgotten that the great opportunity which radio sets before them is that of friendly, informal utterance; its method is that of the conference, not of the classroom.

May 23, 1931

"That the broadcasters have not been enthusiastic about such 'educational' programs is not surprising. They have known, as anybody ought to know, that broadcasting of this sort is intolerably dull, and thus not at all in the spirit of 'public interest.' They have known that for one listener whose attention it held - for after all there are some people grimly bent on getting information at any cost - it repelled a hundred. Nor can our ventures in radio education claim any high rating on the score of intellectual value. Most of them have been purely elementary in character; the people who demand a higher intellectual standard for broadcasting would be the very last to listen patiently to most of what has gone out under the name of education.

"As for the stations devoted exclusively to educational purposes, and managed by educational institutions, their records are eloquent of failure. They have not succeeded in building up or holding any large general audiences, because of the lack of variety in their programs. Many of them round out their achedules with phonograph records because no adequate funds are available for entertainment programs, and the faculty balks at being required to talk forever. Most of them admit that they would not know what to do with full time if they had it. The teachers drafted for radio service, knowing that their audiences are small, do their work half-heartedly; the students in the departments of music weary of being called upon to fill hours of radio time without reward. There is, of course, some excellent work being done by the purely 'educational' stations, some valuable information being disseminated, some really stimulating instruction being given, but as a whole the level is depressingly low, as the records of the Federal Radio Commission eloquently testify.

"And yet it is seriously proposed to set aside by law fifteen per cent of the facilities within the broadcast band for 'education.' If this plan means that fifteen per cent of the wave lengths are to be allocated to educational institutions for the use of radio stations which they will own and operate, all the experience of the past ten years in every country in the world rises up in opposition. Only a wide variety of programs can build up and hold public interest, and only public interest can create an audience. Variety of program service costs money, lots of it. I do not believe that a greater disaster could possibly befall the cause of education through radio than a legal decree of divorce between education and commercial broadcasting. Today the educational institutions have free access to the vast audiences built up by the commercial stations, with only the proviso that they must not bore too many of the listeners too much. Segregate the teachers in a limbo of special wave lengths, and we condemn them to remain unheard and disregarded.

"In this connection, I want to call your special attention to the definition of broadcasting recommended in 1928 by the Council of the International Broadcasting Union. The Washington Radiotelegraph Congress of 1927 had defined broadcasting stations as 'those which are used for the diffusion of radio-telephonic emissions intended to be received by the public.' The Council of the Union, sitting at Geneva, recommended an amendment to define broadcasting stations as those 'used for the diffusion of radio-telephonic emissions which are addressed without exception to all listeners.' In the official report of the Council's action, the words 'sans exception' are emphasized by underlining. We in America may well profit by the lesson conveyed in this definition. Broadcasting is not for a class or group; it is for 'all listeners, without exception.'

Facilities set aside for special purposes should always remain, as they now are, outside the broadcast band; within that band the combined experience of America and Europe is that every station must serve every listener within its range.

"The commercial broadcasters have been publicly accused of selfishness in their insistence on the strict application of this definition to American radio. But do not think that you can set aside broadcasting facilities for education without doing the same for religion, for organized labor, for agriculture, for the state governments - yes, and for Republicans and Democrats, for wets and drys. And every single one of these groups would lose immeasurably thereby. As for the public, every receiving set would be turned into an arena for contests of propaganda - until, indeed, it found its way to the rubbish-heap. No, the whole history of broadcasting in every country in the world, whether the service is controlled by the government or operated by private enterprise, demonstrates conclusively that all the available facilities must be used for all the people.

"Specifically, what do we as commercial broadcasters ask? First, that the educational institutions shall collaborate with one another in formulating and in actually presenting and carrying through a program for the use of radio in education which shall be orderly and coherent. Second, that in considering the method whereby such a program is to be presented, full and intelligent consideration shall be given to the special requirements of radio presentation and reception, to the end that the broadcaster's sole basis of value, which is public interest, may not be undermined by dullness.

"If the educational institutions will but do these two things - and surely the request is not unreasonable - I can speak with complete assurance for the entire membership of the National Association of Broadcasters in pledging complete and enthusiastic cooperation. Our facilities are at their disposal, if only they will help us to build up the one thing on which our very existence depends - public interest."

- - -

WTMJ HEARING MONDAY

The table of distances followed by the Commission in determining interference will undergo a severe test next week when hearings are held in Washington for the purpose of obtaining technical data upon which the Commission is compelled to follow out the decision of the Court of Appeals of the District of Columbia in the Milwaukee Journal (WTMJ) appeals. The court, in upholding the Journal's right to have access to its proper service area, ordered the Commission to restore WTMJ to the position it occupied prior to changes in the status of certain Florida stations.

An important question in this hearing will be what constitutes objectionable interference. Both WTMJ and the Commission have collected vast amounts of information as the result of field measurements and there is a possibility that the Commission may be required to set up some kind of standard by which the ratio of desired to undesired signal strenght can be officially determined.

Although the Commission has authority under the law to determine service areas of stations, this power has never been exercised except for the standards of distances of separation which have been applied in cases before it.

- - -

DX CLUB THANKS NAB

The Newark News Radio Club of Newark, N. J. through C. M. Falconer, chairman of the courtesy programs committee, has extended its thanks to members of the NAB in the following communication:

"At the conclusion of the DX season, I want, in the name of the Newark News Radio Club, to thank several hundred broadcasting stations for the pleasure they have given our members.

"They have given us the pleasure of adding new stations to our DX logs in addition to our enjoyment of the programs that we heard. Strangely enough we owe thanks for two diametrically opposite courses of action: going on the air for us at certain times, and staying off at certain other times. Owing to the splendid cooperation of the stations in this latter respect, there has been less interference than ever before.

"Speaking for the Newark News Radio Club, the Daddy of Them All, I will appreciate your informing your members of our friendly feeling toward them. We shall expect to be with them again next winter."

- - -

RADIO NO LONGER LUXURY

Broadcasting is no longer a luxury but, on the contrary, is looked upon as a necessity, Wm D. Terrell, chief, Radio Division, Department of Commerce, explained in a statement this week.

"The radio set, like the automobile, now is looked upon as indispensable in the average American family. Both are used for pleasure, he said, but both likewise have become necessary from the practical standpoint.

"National advertisers seem to agree that by using the radio in promoting good will for their products they can reach the 'buying power' of the Nation," continued the official. 'That is because there are between 10,000,000 and 15,000,000 receiving sets installed in American homes."

- - -

SWEDISH LISTENERS INCREASE

The number of licenses issued to owners of radio receiving sets in Sweden at the close of 1929 was 427,500 and increased during 1930 to 482,300, according to a report of the Department of Commerce.

- - -

May 23, 1931

HOUSE CLEANING NECESSARY

The following article by Major General Charles McK. Saltzman, chairman of the Federal Radio Commission, appeared in last week's issue of EDITOR AND PUBLISHER:

"Our people demand both good newspapers and good radio stations, and there are plenty of good reasons for the existence of both as valuable community assets. Radio owes much to the press for its programs and popularity.

"Alarm has been manifested in well-informed circles over alleged rivalry between newspapers and radio stations and fatal clashes have been predicted because of commercial competition. There should be close affinity between newspapers and radio stations, and there should be close cooperation between them. While both of these institutions are engaged largely in an effort to provide information and entertainment for the people, and to gain and retain the good-will of the public, their methods of approach are entirely different and there should be no serious conflict between them.

"The chief discordant notes, caused by clashes between radio stations and newspapers, which have reached the Commission, are due largely to a few highly commercialized stations using offensive sales talks and questionable advertising announcements.

"As is well known, the Commission has no power of censorship over radio programs, but the listeners will eventually correct such abuses. The NATIONAL ASSOCIATION OF BROADCASTERS has recently taken notice of objectionable broadcasting advertisements and has submitted suggestions for improvements. The industry must undoubtedly 'clean house' of its own volition.

"Certain progressive radio stations now offer their facilities gratis to local newspapers to broadcast important news events daily. Broadcasts of important events in no way compete with newspapers but tend to whet the public appetite for the printed details.

"Of course, newspapers will adjust themselves to the new order of things and accept gracefully legitimate competition just as the railroads are meeting the competition of bus and airplane transportation.

"Radio is proving in many instances a valuable adjunct to newspapers. Many outstanding stations are operated by newspapers and short wave allocations recently made by the Commission for news dissemination via radio should prove an asset, especially to small newspapers."

- - -

MARYLAND AND MISSISSIPPI SET FIGURES

The Census Bureau this week announced receiving set figures for the states of Maryland and Mississippi. Out of 386,087 families in Maryland, 165,465, or 42.9 per cent have radio receivers, while in Mississippi out of 472,354 families, 25,475, or 5.4 per cent, have sets. The number of persons per family is 4.2 in Maryland and 4.3 in Mississippi.

- - -

May 23, 1931

YOST RECOMMENDS 50 CYCLE LIMIT

Reducing the present permissible frequency deviation under the terms of G. O. 7 from 500 to 50 cycles would result in "an increase in service area of all stations operating simultaneously at night" according to the recommendation made to the Commission by Examiner Yost this week, as a result of the hearing conducted April 20 on a proposed general order.

The report further found that the listening public would benefit to a great extent by the adoption of the proposed regulation. The Examiner stated "Beat notes having frequencies above 100 cycles are readily passed through a radio receiving set and are very annoying to the listener - - while those below 100 cycles are not passed and the annoying effects are greatly reduced and the public is benefited."

Some testimony was introduced at the hearing that would indicate there should be some variance in the tolerance depending on the operating frequency. In answer to this proposal, the report states that "a frequency tolerance greater than plus or minus 50 cycles would result in beat notes of greater than 100 cycles and the annoying beat notes would continue. This is true whether the operating frequency is 550 or 1500 kilocycles."

Examiner Yost concluded his report with the following statements:

1. The requirement of plus or minus 50 cycles tolerance would result in a material increase in the service area of regional and local stations and would be of direct benefit to the stations and the listening public.

2. Equipment capable of meeting the proposed requirements is available at a reasonable cost.

3. Some stations are now maintaining the proposed tolerance and others will be able to do so with minor changes in frequency control equipment.

4. The requirement is consistent with the basic policy of radio regulation that equipment used in transmitting stations should be maintained abreast of technical progress in order that full and efficient use be made of the limited facilities available.

- - -

May 23, 1931

APPLICATIONS DEFAULTED

The following applications which were heretofore designated for hearing by the Commission were denied during the current week because applicants failed to file appearance within the time fixed by General Order 93.

FRC FILE NO.	NAME OF APPLICANT	CALL	NATURE OF APPLICATION
3-PB-1944	E. A. Fitzgerald Natchez, Mississippi	NEW	C. P. 1500 kc; 100 W.
4-PB- 1266	Saline Broadcasting Co. Saline, Kansas	NEW	C. P. 1500 kc; 100 W.

- - -

APPLICATIONS DISMISSED

The following applications were dismissed by the Commission at the request of the applicant.

FRC FILE NO.	NAME OF APPLICANT	CALL	NATURE OF APPLICATION
1-PB-1072	A. F. Kleindienst Worcester, Mass.	WORC	C. P. 930 kc; 500 W.
2-PB-1015	Pittsburgh Radio Supply House Pittsburgh, Pa.	WJAS	C. P. 1020 kc; 5 KW

- - -

APPLICATION WITHDRAWN

Debs Memorial Radio Fund New York, N. Y.	WEVD	Application for license to cover changes in equipment, 1300 kc, 500 W. shares with WBBR, WHAP, and WHAZ.

- - -

ACTION ON EXAMINER REPORTS

The following action was taken on Examiners Reports by theCommission last week. The report on these decisions was delayed and not released with the 22 other cases decided in Commission meeting May 15. Written opinions have been handed down in connection with Examiners' Reports Nos. 97 and 99. Copies of these decisions will be forwarded to interested parties on request.

Ex. Rep. No. 97 WHB	WHB Broadcasting Co. Kansas City, Mo.	Denied mod. of lic. to increase power to 1 KW, on 860 kc, daytime hours, sustaining Examiner Pratt.

ACTION ON EXAMINERS REPORTS (Continued)

Ex. Rep. No. 99 NEW	W. E. Brainard Klamath Falls, Ore.	Denied C. P. for new station on 1200 kc 100 watts, unlimited time, sustaining Examiner Yost.
Ex. Rep. No. 118 KZM	Leon P. Tenney Hayward, Calif.	Denied renewal of license to operate on 1370 kc, 100 watts, dividing with KRE, Sustaining Examiner Hyde.

- - -

The following action was taken on Examiners Reports by the Commission during the current week:

Ex. Rep. No. 41	F. L. Elliott, Etc. d/b as Hoosier Brdcg Co. Indianapolis, Ind.	Denied C. P. for new station, 930 kc, 500 W. LS, sustaining Examiner Pratt.
Ex. Rep. No. 63	G. J. Bensberg, d/b as Bensberg's Music Shop El Dorado, Arkansas and E. R. Bennett El Dorado, Arkansas	Denied C. P. 1500 kc, 100 w. daytime, Sustaining Examiner Pratt. Denied C. P. 1200 kc, 20 watts, daytime, sustaining Examiner Pratt.
Ex. Rep. No. 64	Agricultural & Mech. College Broadcasting Co. Jonesboro, Arkansas	Denied C. P. 1120 kc, 500 watts, unlimited time, sustaining Examiner Pratt.
Ex. Rep. No. 69 WODX WOW	Mobile Broadcasting Corp. Mobile, Alabama and Woodmen of the World Life Insurance Association Omaha, Nebraska	Denied mod. of lic. to change frequency from 1410 kc to 590 kc, increase power to 1 KW LS, unlimited time, sustaining Examiner Pratt. Denied mod. of lic. for unlimited time on 590 kc, 1 KW power, reversing Examiner Pratt.
Ex. Rep. No. 73 KBTM	W. J. Beard Paragould, Arkansas	Denied C. P. to change frequency to 990 kc, and increase power to 500 watts, sustaining Examiner Pratt.
Ex. Rep. No. 108	C. L. Carrell Kenosha, Wisconsin	Denied C. P. 1200 kc, 100 w. share with WCLO, sustaining Examiner Pratt.
Ex. Rep. No. 119 KFQU	W. E. Riker Holy City, Calif.	Denied renewal of license to operate on 1420 kc, 100 w. share with KGGC, sustaining Examiner Walker.
Ex. Rep. No. 125 KFWQ	Radio Station KFQW Seattle, Washington	Denied renewal of license to operate on 1420 kc, 100 w. unlimited time, sustaining Examiner Hyde.
Ex. Rep. No. 148 WREC	WREC, Inc. Memphis, Tennessee	Granted renewal of license to operate on 600 kc, 500 watts night 1 KW ls, unlimited. Reversing Examiner Pratt.

- - -

May 23, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, May 25, 1931. All hearings commence at 10 a.m.

MONDAY, May 25, 1931

WLBZ	Maine Broadcasting Co. Bangor, Maine	Ren. of lic.	620 kc	500 W. Unlimited
WTMJ	Milwaukee Journal Milwaukee, Wisconsin	Ren. of lic.	620 kc	1 KW 2½ KW LS Unlimited
WDAE	Tampa Publishing Co. Tampa, Florida	Ren. of lic.	1220 kc	1 KW Unlimited
WFLA	Clearwater Chamber of Commerce & St. Petersburg Chamber of Commerce St. Petersburg, Florida	Ren. of lic.	620 kc	1 KW 2½ KW LS Unlimited

WEDNESDAY, May 27, 1931

KGFW	Central Nebraska Brdcg Corp. Kearney, Nebraska	C. P.	1310 kc	100 W. Unlimited time
		Present Assignment:	1310 kc	100 W. Unlimited time
		Requests authority to move transmitter and studio from Ravenna to Kearney, Neb.		
KFH	Radio Station KFH Company Wichita, Kansas	Mod. of Lic.	1300 kc	1 KW Unlimited time
		Present Assignment:	1300 kc	1 KW Shares time with WOQ (KFH 5/7 time)

(For parties notified because of pending applications, see hearing notice).

THURSDAY, May 28, 1931

WIBR	Geo. W. Robinson Steubenville, Ohio	Ren. of Lic.	1420 kc	50 W. One -half time

May 23, 1931

HEARING CALENDAR (Continued)

KGW	Oregonian Publishing Co.	C. P.	620 kc Unlimited time	5 KW
		Present Assignment:	620 kc Unlimited time	1 KW

- - -

REVERSAL OF ACTION ON EXAMINERS REPORT

Ex. Rep. No. 84	John B. Cooley Minot, North Dakota	After further consideration of applicant's petition filed May 5, asking that application be amended to read "1240 kc, 250 W. half time," the Commission reversed its decision of May 15, and granted C. P. 1240 kc, 250 watts, half time.

- - -

COMMISSION OPINIONS RELEASED

Fourteen written statements of fact and opinions were handed down by the Commission this week in connection with action on reports submitted by examiners. The opinions relate to Examiners' Reports Nos. 91, 98, 103, 104, 107, 109, 110, 111, 121, 122, 126, and 127. The action on these cases was reported in last week's BULLETIN. Copies of these decisions may be obtained, as long as the supply lasts, by writing to the NAB, National Press Building, Washington, D. C.

- - - -

HOTELS ASK LOW POWER SETS

Elimination of the cost of wiring a number of loud speakers from a central receiving set by using a miniature transmitting station has been proposed in application filed with the Commission this week. Under this plan, programs would be received from a regular receiver and then rebroadcast on a low powered transmitter which would be relayed "into a dummy aerial made up of the electric lighting wiring on a ground." It is claimed the use of the "dummy aerial" system would prevent radiation to any other receivers except those in the hotel. The Legal and Engineering Divisions of the Commission are studying the plan in the effort to ascertain if such operation would be considered as "wired radio" or whether the terms of the Radio Act would cover such operation as "radio communications."

- - -

May 23, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF GRANT
WGAR	WGAR Broadcasting Co. Inc. Cleveland, Ohio	Granted mod of C. P. to extend commencement date from 1/20/31 to a date immediately after approval by Commission and extend completion date to 6/30/31.
WAPI	Alabama Polytechnic Inst. Univ. of Ala. and Ala. College Birmingham, Ala.	Granted mod. of lic. to operate simultaneously with KVOO during daytime and share at night with KVOO.
KFAC	Los Angeles Broadcasting Co. Culver City, Calif.	Granted renewal of license; 1300 kc ; 1 KW; 1/2 time.
KXRO	KXRO, Inc. Aberdeen, Washington	Granted mod. C. P. install equipment authorized by original permit at Morck Hotel, Aberdeen, Wash. instead of at H and Heron Sts. also to move studio; extend completion date to 40 days from the date of granting this application.
WKZO	WKZO, Inc. Kalamazoo, Michigan	Granted mod. of C. P. approving transmitter and studio locations in Kalamazoo, Mich. to make slight changes in equipment; extend commencement date to 5/15/31 and completion date to 9/15/31.
KRMD	Robert M. Dean Shreveport, Louisiana	Granted authority install automatic frequency control.
WORC	Alfred F. Kleindienst Worcester, Mass.	Granted authority install automatic frequency control.
KFSD	Airfan Radio Corporation San Diego, Calif.	Granted authority measure antenna input by direct method.
WBAA	Purdue University Lafayette, Indiana	Granted special authority operate 1 KW after midnight to take oscillograms for 10 days after May 21.

- - -

CONSTRUCTIONS PERMITS GRANTED

During the current week, the Commission granted applications for construction permits to the following stations, authorizing the installation of new transmitters or changes in present equipment: WMBR, Tampa, Fla.; KGIX, Las Vegas, Nev.; KSMR, Santa Maria, Calif.; WDWF-WLSI, Providence, R.I.; KGHI, Little Rock, Ark.; WMMN, Fairmont, West Virginia.

- - -

May 23, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	Charles Smuck Springfield, Missouri	Requests C. P. for new station on 1500 kc 100 w; share with KGIZ, anduse portable to test.
NEW	Clarence M. Doyle Philadelphia, Pa.	Requests C. P. for new station on 930 kc 50 watts, share with WIBG
WEXL	Royal Oak Broadcasting Co. Royal Oak, Michigan	Requests C. P. to make changes in equipment increasing maximum rated power of equipment 100 w, and increase licensed power to 100 w.
WKBH	WKBH, Inc. LaCrosse, Wisconsin	Requests Mod. of Lic. to change hours of operation from sharing with KSO to unlimited up to 7 PM; thereafter 8 to 9 PM, 10 to 11 PM
WSBT	The South Bend Tribune South Bend, Indiana	Requests mod. of lic. to increase power from 500 w. to 1 KW.
NEW	David Stein & Benjamin Perlstein Niagara Falls, N. Y.	C. P. 1370 kc; 50 W. Share with WSVS
NEW	A. E. Hodges & W. R. Winkler Boone, North Carolina	C. P. 1200 kc; 100 W. Share with WFBC
NEW	Americus Broadcast Company	C. P. 1420 kc; 50 W. Unlimited
NEW	John W. Lieuallen Moscow, Idaho	C. P. 1420 kc; 100 W. Day

- - -

LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: KWWG, Brownsville, Texas; KEX, Portland, Oregon; WKJC, Lancaster, Pa.; KUJ, Walla Walla, Wash.; WKAG, Norfolk, Neb.; KGIZ, Grant City, Missouri; KVL, Seattle, Wash. WSYR, Syracuse, N. Y.; WBT, Charlotte, N. C.; KGKL, San Angelo, Texas; KMED, Medford, Oregon; KFJY, Ft. Dodge, Iowa; KMTR, Los Angeles, Calif.; WRR, Dallas, Texas; WLBG, Petersburg, Virginia.

- - -

May 23, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W F A N	Keystone Broadcasting Co. Philadelphia, Pa.	610	----	Mod. of lic. to increase power to 1 KW
W I P	Gimbel Brothers, Inc. Philadelphia, Pa.	610	----	Mod. of lic. to increase power to 1 KW
W H B D	F. P. Moler Mt. Orab, Ohio	1370	----	Vol. assign. of license to Southern Ohio Broadcasting Corporation.
NEW	York Broadcasting Co. York, Pa.	----	1000	C. P. amended to request 1 KW instead of 2½ KW
W K B C	R. B. Broyles Furniture Co. Birmingham, Ala.	1310	----	C. P. to move transmitter locally; install new antenna.
W G C M	Great Southern Land Company Gulfport, Miss.	1210	970	C. P. amended to request 970 kc; limited time; also amended as to equipment.
NEW	Superior Broadcasting Co. Kansas City, Kansas	---	1370	C. P. to erect new station; 100 watts and divide with KWKC.
NEW	Noble Brothers Broadcasters Springfield, Missouri	---	1500	C. P. to erect new station; 15 watts; unlimited.
NEW	Harry Byron Lee Lamar, Colorado	---	1310	C. P. amended to make changes in equipment; install crystal control; increase power to 100 watts. Facilities of KFUP
W C A O	Monumental Radio, Inc. Baltimore, Maryland	600	----	Mod. of lic. to change name to The Monumental Radio Company
W K B W	WKBW, Incorporated Buffalo, New York	1480	----	Vol. assign. of license to Buffalo Broadcasting Corporation.
NEW	The Sun-Gazette Company Williamsport, Pa.	----	1420	C. P. to erect new station; 100 W. Unlimited.

APPLICATIONS RECEIVED (CONTINUED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K L R A	Arkansas Broadcasting Co. Little Rock, Arkansas	1390	----	Mod. of lic. to request unlimited time.
NEW	Louis F. Kuester West Bend, Wisconsin	----	1310	C. P. to erect new station resubmitted; 50 watts, unlimited.
NEW	George J. Ikelman, jr. and Charles E. Wilson Lake Holbrook, Colorado	----	1420	C. P. to erect new station; 100 watts; share time with KGIW.
NEW	Parkersburg Board of Commerce Parkersburg, W. Va.	----	1310	C. P. for new station; 100 watts; unlimited
NEW	Times Publishing Co. Detroit, Michigan	----	1420	C. P. new station; 100 watts, 250 watts LS, unlimited
NEW	A. V. Arrington Hamburg, Arkansas	----	1120	C. P. new station; 50 watts, daytime
K R M D	Robert M. Dean Shreveport, Louisiana	1310	----	Mod. of lic. to increase hours of operation to unlimited
K O L	Seattle Broadcasting Co. Seattle, Washington	1270	----	Mod. of lic. to increase hours of operation to unlimited
K G E K	Beehler Electrical Equipment Company Yuma, Colorado	1200	----	Mod. of C. P. amended to increase power to 100 watts.
K G E W	City of Fort Morgan Fort Morgan, Colorado	1200	----	C. P. to make changes in equipment, increase power to 100 watts, 250 watts LS.
W T E L	Foulkrod Radio Engineering Company Philadelphia, Pa.	1310	----	Mod. of lic. to increase hours of operation to unlimited.
NEW	Vernon Taylor Anderson Big Spring, Texas	----	1500	C. P. to erect new station, 100 watts, unlimited
K G K B	Eagle Publishing Company Tyler, Texas	1500	----	Vol. assign. of license to East Texas Broadcasting Co

May 23, 1931

APPLICATIONS RECEIVED (CONCLUDED)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K F J B	University of North Dakota Grand Forks, North Dakota	1370	----	C. P. to make changes in equipment; increase power to 100 watts, 250 W. LS.
K M J	James McClatchy Company Fresno, California	1210	1490	C. P. to move transmitter locally; install new transmitter; change frequency and increase power to 5 KW.
NEW	Franklin County Publishers Malone, N. Y.	----	1220	C. P. to erect new station, 100 watts to share with Station W C A D.
NEW	John Wilbur Jones Newburgh, N. Y.	----	1390	C. P. amended to request facilities of WCOH, WRJ, WLCI, and/or WGBB. (In terms of units).
W B E O	Charles C. MacLeod Marquette, Michigan	1310	----	Vol. assign. of C. P. The Lake Superior Broadcasting Company
NEW	John E. V. Jasper Baton Rouge, Louisiana	----	1420	C. P. to erect new station; 50 watts; share with WJBO.
NEW	John E. V. Jasper Lafayette, Louisiana	----	1210	C. P. new station; 50 watts; share with KWEA
W M B D	Peoria Heights Radio Lab. Peoria Heights, Illinois	1440	----	Vol. assign. of lic. to Peoria Broadcasting Co.

- - - -

LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering construction permits which had previously been authorized by Commission action from the following stations: WBEN, Buffalo, N. Y.; WOCL, Jamestown, N.Y.; WRNY, New York, N.Y.; WIBX, Utica, N. Y.; WHEC, Rochester, N. Y.

- - -

PERMIT APPLICATIONS RECEIVED

During the current week the Commission received applications from the following stations requesting authority to install new transmitters or make changes in present equipment: WBBC, Brooklyn, N. Y.

- - -

2

BROADCASTERS' NEWS BULLETIN

Reporting accurately and promptly current happenings of special interest to Broadcasting Stations in the Commercial, Regulatory, Legislative and Judicial Fields

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS
Incorporated
NATIONAL PRESS BUILDING
WASHINGTON, D. C.

Telephone District 9497

BROADCASTING BY BROADCASTERS

"There is no one here, and few anywhere, who would dispute the incalculable responsibility put upon those who control the ether, in terms of political, social, intellectual, moral and religious power. But the unconditional handing over of a specified quantity of channels or of time to people who are not themselves broadcasters may be a sin against the principle of good coverage," declared Sir John C. W. Reith, director general of the British Broadcasting Corporation in an address before the National Advisory Council on Radio in Education.

"Non-broadcasters do not possess, though by close contact they may acquire, that peculiar flair for what constitutes good broadcasting that its possessors so well understand but cannot always explain. Arbitrary allocations to other bodies, of whatever sort they may be, have been tried in other countries but they are commonly adjudged unsuccessful.

"I have dwelt on this because I have been struck by the fact that your broadcasters are often regarded as enemies to be overcome. That is not their fault, but the fault of the conditions, or rather the handicaps under which they operate. Do not, however, forget that the commercial broadcaster happens also to be a professional broadcaster, the practitioner of a particular and unique art, and that whether commercially organized or motivated, or under State aegis, or in some intermediate status, all broadcasters are under the necessity of selecting limited programs from unlimited material."

May 29, 1931

BROADCASTING INTO SCHOOLS

"Radio has found a useful place as a supplementary agency of school education," according to W. C. Bagley of Columbia University and American School of the Air. "Broadcasts of model lessons of an instructional type of highly competent teachers have an important value not only as a means of instructing pupils, but also - and perhaps more significantly - as a means of improving the methods of the regular classroom teachers. Such broadcasts are likely to be restricted to local areas but it is not impossible that especially effective lessons of an instructional type may be sent out on the nation-wide circuits. So far, the broadcasts to the schools on such circuits have been of the stimulative and appreciational type and seem to have served a very useful purpose in stimulating interest especially in history and literature and in raising the level of appreciation particularly in the field of music. A quite important discovery is that the programs prepared for the schools have found a very large and highly appreciative audience among adults."

- - -

FESS BILL TO BE REINTRODUCED

Joy Elmer Morgan, chairman of the National Committee on Education by Radio, speaking before the National Advisory Council on Radio in Education last week, declared that the bill to set aside 15 per cent of broadcast channels for educational purposes will be reintroduced in Congress next December.

"There has not been in the entire history of the United States an example of mismanagement and lack of vision so collosal and far-reaching in its consequences as our turning of the radio channels almost exclusively into commercial hands," Mr. Morgan said.

"It would be perfectly possible," he added, "to provide for each county in the United States a radio broadcasting station which would serve the schools, the government, the civic associations, the churches and the other common enterprises of the county. The next step in a normal radio development from the educational point of view would be to provide broadcasting systems for the states so that each state would be in a position to reach its entire population.

"Shall this new instrument be used for the spread of truth or untruth, shall this means of reaching the mind be treated merely as one more means for collecting vast fortunes in a few great centers, where they will lead to luxury, debauchery and decay, or shall it become an agency for the uplift of the human race?"

Mr. Morgan said that "it was not possible for our educational enterprises to share facilities with commercial enterprises."

The question of the rights of the states is a question which both the Congress and the Federal Radio Commission have begged, he stated adding that it is "unthinkable that the Supreme Court of the United States would consider for a moment depriving the states, as states, of their rights in radio."

Mr. Morgan's speech was a mixed attack upon Federal administration of radio and commercialization of broadcasting. He did not present a definite plan for the utilization of the channels his group is seeking.

- - -

BILL PURCHASES STATION WMBD

Edgar L. Bill has resigned as director of Station WLS, Chicago, and has formed the Peoria Broadcasting Association to take over the ownership and operation of Station WMBD, located at Peoria, Ill. He will take active charge of the Peoria station when the Commission approves the transfer of ownership. Mr. Bill became director of WLS when that station went on the air in 1924.

- - -

KSTP ASKS EXPERIMENTAL POWER

For the purpose of demonstrating the theory that low angle radiations are not the ones which cause interference at a distance, Station KSTP, St. Paul, Minn. National Battery Broadcasting Company, this week asked the Commission for authority to operate experimentally with power up to 25 KW on its assigned frequency of 1460 kc. In the application asking for experimental authority the applicant states that it has employed Raymond M. Wilmotte, an engineer formerly with the British Post Office Department, who has developed a new antenna design which, it is believed, will suppress sky wave effect to a greater degree than a half wave vertical antenna. It is alleged that with the use of this antenna system the use of 25 KW will not create any greater interference than now exists but will greatly improve the service area of the station.

- - -

PLAN BETTER BUSINESS DRIVE

Thirty seven business and industrial executives have organized a national committee to aid the National Better Business Bureau in its efforts to check further spread of questionable advertising. The committee declares that, while violations of ethical standards represent but a small percentage of the total volume of advertising "they are sufficiently serious to disturb public confidence and to embarass legitimate competition."

- - -

RADIO AND PRESS COMPETITION

Radio and newspapers do not compete but one supplements the other, according to W. S. Gilmore, managing editor of the Detroit News. Mr. Gilmore is qualified to discuss the subject of radio and the press because his newspaper has been in radio since its inception. Here's how he looks at it.

"As an advertising medium radio certainly has its limitations. It cannot be used effectively except by an advertiser who profits by repeated mention of his name or of the name of his product, and even then if the radio exploitation of the name is followed by the specific sales message in the press it is doubly effective. Let the advertiser go on the air and into the newspapers, one appeal supplementing the other.

"Broadcasting the high spots of important news stories and election returns is merely widening the field of the old-time window bulletin and the stereoptican. Time was when every newspaper office hung in its windows bulletins on the big events of the day and on election night stretched a big white screen on the building across the street and projected figures on the latest returns. Such bulletins

RADIO AND PRESS COMPETITION (Continued)

were read by hundreds, or perhaps by a few thousands, and were expected to stimulate the sale of papers. If they were of value, then the radio bulletin is of far greater value, for it is heard by tens of thousands."

"The press cannot stop the development of radio by growling at it. If the radio has no merit, it will die. If it has merit, and proves to be a competitor of the press, then the press should join hands with it for the benefit of both."

- - -

GOVERNMENT OWNERSHIP OPPOSED

Secretary of the Interior Wilbur went on record as definitely opposed to government ownership of radio but stated that it was his opinion that a portion of the band would be eventually set aside for educational purposes. His speech before the National Advisory Council on Radio in Education last week gave fuel to the educational groups seeking a segregation of channels for education. He said:

"I am convinced that if education by the radio develops methods that should supersede those now in existence there will be no fundamental difficulty in setting aside whatever portion of the radio waves as is necessary for the purpose.

"I feel though that the chances are that the radio will largely develop as have the American newspaper and other publications, by a balancing of forces so that broadcasting can be maintained financially. It is probable that we will have to go through the same sad experiences through which we have watched the American newspaper wallow, but even so, it is preferable to a government managed, government controlled and centralized method of handling a great instrument of publicity.

"The radio crosses State lines with impunity. There is not much chance for State control of its activities. The radio must and will purge itself, as has the respectable newspaper, of fraudulent advertising, cancer cure advertisements, broadcasting quacks and shoddy material of all sorts. We will soon tire of getting advice on nutrition and health from special food manufacturers and cigarette makes. The radio itself will cure some of the ignorance that makes many of us easy game now."

- - -

KPWF MAY LOSE STATION LICENSE

Failure of the Pacific Western Broadcasting Federation to construct a broadcasting station under the authority of a permit issued by the Commission two and one-half years ago was considered sufficient grounds for the forfeiture of the permit by Examiner Walker in a report proposed tothe Commission this week. It appears from the evidence, says the report, that the applicant is financially unable to construct and operate the proposed station. Lack of financial resources it was stated is not a cause beyond the control of the grantee within the purview of the Radio Act of 1927. Station KPWF was to be erected at Pasadena, California, on a frequency of 1490 kc with 5 KW power. It is now charged to the California quota with 2 units.

- - -

May 29, 1931

STATIONS KEEP WITHIN 50 CYCLES

"Radio broadcasters are becoming more technically efficient if one is to judge by the number of those keeping within the allotted wave-lengths," according to W. D. Terrell, Director of the Commerce Department's Radio Division.

During the month of April a gain over the previous month of more than 10½ per cent was registered in the number of stations keeping within the minimum 50-cycle band set by the Federal Radio Commission, Mr. Terrell pointed out. Stations are allowed to deviate 500 cycles from the standard.

During April the Radio Division measured only 314 out of the 612 broadcasting stations in the country, but those were measured 6,359 times. Mr. Terrell pointed out that it is probable that many of those not measured are undoubtedly as efficient as those which were.

The following stations kept within 50 cycles of assigned frequencies during the month of April:

KFDM, Beaumont, Texas; KFEQ, St. Joseph, Missouri; KFH, Wichita, Kansas; KYW, Bloomingdal Township, Illinois, (Chicago); KFQU, Holy City, Calif.; KFRC, San Francisco, Calif.; KFSD, San Diego, Calif.; KFUO, Clayton, Missouri; KFVD, Culver City, Calif.; KFXF, Denver, Colorado; KFYR, Bismarck, N. Dak.; KGNF, North Platte, Nebraska; KGW, Portland, Oregon; KHQ, Spokane, Wash.; KJR, Seattle, Wash.; KMMJ, Clay Center, Nebraska; KMO, Tacoma, Wash.; KRSC, Seattle, Wash.; KUOA, Fayetteville, Arkansas; WAAW, Omaha, Nebraska; WABC, New York, N. Y.; WCAH, Columbus, Ohio; WCBM, Baltimore, Maryland; WCCO, Minneapolis, Minn.; WCFL, Chicago, Ill.; WCSH, Portland, Maine; WDAF, Kansas City, Missouri; WEAF, New York, N. Y.; WEAN, Providence, R. I.; WEEI, Boston, Mass.; WENR, Chicago, Ill.; WFAA, Dallas, Texas; WFBL, Syracuse, N. Y.; WGES, Chicago, Ill.; WGR, Buffalo, N. Y.; WGY, Schenectady, N. Y.; WHAP, New York, N. Y.; WHB, Kansas City, Missouri; WHO, Des Moines, Iowa; WIBW, Topeka, Kansas; WILL, Urbana, Ill.; WJAG, Norfolk, Nebraska; WKBH, LaCrosse, Wisconsin; WKBI, Chicago, Ill.; WKBN, Youngstown, Ohio; WKRC, Cincinnati, Ohio; WKZO, Berrien Springs, Mich.; WLBX, Long Island City, N. Y.; WKBZ, Bangor, Maine; WLS, Chicago, Ill.; WMCA, New York, N. Y.; WMSG, New York, N. Y.; WMT, Waterloo, Iowa; WNAX, Yankton, S. Dak.; WOC, Davenport, Iowa; WOR, Newark, N. J.; WOW, Omaha, Nebraska; WPAP, New York, N. Y.; WPAW, Pawtucket, R. I.; WPCC, Chicago, Ill.; WPTF, Raleigh, North Carolina: WRJN, Racine, Wisconsin; WRUF, Gainesville, Fla.; WSAR, Fall River, Mass.; WSB, Atlanta, Georgia; WSBC, Chicago, Ill.; WSEN, Columbus, Ohio; WTAG, Worcester, Mass.; WTAM, Cleveland, Ohio; WTIC, Hartford, Conn.; WWVA, Wheeling, W. Va.; and WXYZ, Detroit, Michigan.

- - -

ANPA INVESTIGATING LOTTERIES

More than 50 stations are violating the spirit of the federal lottery laws according to Elisha Hanson, attorney for the American Newspaper Publishers Association, who has stated that his organization is conducting an investigation of such stations. Stations are urged to heed the warning of the Commission against the conduct of lotteries since such conduct will be considered by the regulatory body in passing upon license renewals. Federal and state laws governing lotteries should be searched by stations having doubt as to whether or not certain practices constitute lotteries.

- - -

May 29, 1931

COMMISSION NEEDS MORE POWER

Sir John C. W. Reith, general manager of the British Broadcasting Corporation, visited briefly with the members of the Federal Radio Commission while in Washington this week. While this distinguished British radio official was strong in his advocacy of the British system of tax-supported broadcasting, his chief criticism of the American system was directed to certain advertising practices in this country rather than against the system as a whole. His observations in this country, he said, led him to the belief that the Commission needs more regulatory power.

- - -

G.E. LOSES LANGMUIR CASE

The Langmuir high vacuum tube patent was held invalid by the Supreme Court of the United States in a decision handed down this week in the suit brought by the General Electric Company against the DeForest Company. The court held that the improvement by Langmuir in the manufacture of vacuum tubes was not patentable.

- - -

LICENSE FEE REGULATION PROPOSED

A bill proposing government regulation of music license fees and taxes is now being considered by the House of Commons of the Canadian Parliament. The bill is being opposed by the Canadian Performing Rights Society which is owned jointly by the American Society of Composers, Authors and Publishers and the British Performing Rights Society. The Canadian society operates in Canada much as the American society operates in the United States.

- - -

PROFESSIONAL ADS TABOO

The Senate and House of the Pennsylvania General Assembly have passed a bill making it a crime "for any person duly licensed under the laws of this Commonwealth having to do with public health or any other profession licensed by the Commonwealth having to do with the relief of any human physical defect or deficiency to advertise special inducements or fixed prices for any services, appliances or material which are a necessity adjunct to such professional services." The bill is now on the Governor's desk awaiting signature.

- - -

DON LEE FIGHTS FAKIRS

The Don Lee Broadcasting System, operating 11 stations on the Pacific Coast, is taking an active part in ousting radio fakirs, according to a statement by Lewis Allen Weiss, general manager of the System, published in the CALIFORNIA BROADCASTER. "More than two years ago," said Weiss, "Don Lee was convinced that if radio, as an advertising medium, was to take its rightful place in the economic structure of business it must first of all win the whole-hearted confidence and respect of the people. * * Don Lee has learned that clean advertising pays. * * It is indeed regrettable that a campaign such as is being conducted to clean up the air should ever be necessary."

- - -

May 29, 1931

CONNECTICUT HOLDS LEAD

Out of 26 states and the District of Columbia, for which the Census Bureau has announced receiving set figures, Connecticut is the ranking state with 54.9 per cent of its families radio equipped.

The figures for all the states that have been announced are given as follows:

STATE	NO. OF FAMILIES	PERSONS PER FAMILY	NO. OF RADIOS	PER CENT
ALABAMA	592,530	4.5	56,491	9.5
ARIZONA	106,630	4.1	19,295	18.1
ARKANSAS	439,408	4.2	40,248	9.2
COLORADO	268,531	3.9	101,376	37.8
CONNECTICUT	389,596	4.1	213,821	54.9
DELAWARE	59,295	4.0	27,183	45.8
DISTRICT OF COLUMBIA	126,014	3.9	67,880	53.9
FLORIDA	377,823	3.9	58,446	15.5
GEORGIA	654,009	4.5	64,908	9.9
IDAHO	108,515	4.1	32,869	30.3
IOWA	636,905	3.9	309,237	48.6
KANSAS	488,055	3.9	189,527	38.8
KENTUCKY	610,288	4.3	111,452	18.3
MAINE	198,372	4.0	77,803	39.2
MARYLAND	386,087	4.2	156,465	42.9
MISSISSIPPI	472,354	4.3	25,475	5.4
NEVADA	25,730	3.5	7,869	30.6
NEW HAMPSHIRE	119,660	3.9	53,111	44.4
NEW MEXICO	98,820	4.3	11,404	11.5
NORTH DAKOTA	145,382	4.7	59,352	40.8
OKLAHOMA	565,348	4.2	121,973	21.6

CONNECTICUT HOLDS LEAD (Continued)

STATE	NO. OF FAMILIES	PERSONS PER FAMILY	NO. OF RADIOS	PER CENT
SOUTH DAKOTA	161,332	4.3	71,361	44.2
UTAH	116,254	4.4	47,729	41.1
VERMONT	89,439	4.0	39,913	44.6
WEST VIRGINIA	374,646	4.6	87,469	23.4
WISCONSIN	713,576	4.1	364,425	51.1
WYOMING	57,218	3.9	19,482	34.0

- - -

MARMOLA WINS LAW SUIT

The Federal Trade Commission exceeded its powers in issuing a cease and desist order against the Raladam Company, manufacturers of an obesity cure, it was ruled in a decision handed down this week by the Supreme Court of the United States. The Supreme Court found that the Commission had failed to consider the non-existence of the element of competition in arriving at its finding.

- - -

PRESIDENT DAMM TO SPEAK

Walter J. Damm, president of the National Association of Broadcasters will be one of the speakers at the Radio Trade Show to be held in Chicago during the week of June 8th.

Members of the Board of Directors of the NAB are invited to attend a joint luncheon meeting with the boards of the Radio Manufacturers Association, National Federation of Radio Associations, Radio Wholesalers Association, Music Industries, and Institute of Radio Engineers at the Stevens Hotel at 12:30 noon, Tuesday, June 9th.

- - -

GREAVES DEMONSTRATES INTERFERENCE

V. Ford Greaves, assistant chief engineer of the Commission, on Friday morning gave a phonograph record demonstration of various types of interference. The recordings demonstrated the advantages in transmission which may be obtained thru enforcing the 50-cycle deviation order. It also demonstrated that a signal ratio of 100 to 1 is a satisfactory ratio of desired to undesired signal. The recordings were made by Bell Laboratories.

- - -

[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]

May 29, 1931

G. O. 115 SUPERSEDES G. O. 91

The Commission on May 26 amended General Order No. 91 by the adoption of General Order No. 115. The new order was adopted to allow inclusion within the original terms of G. O. 91 the specifications for the use of the new type transmitter "employing grid bias modulation on the last radio stage." This new type of equipment does not have any special or marked improvement over other circuits, according to the statements of Andrew D. Ring, broadcast engineer of the Commission, but allows "much simpler circuit design and is less expensive." Mr. Ring further said that the new design recognized by General Order No. 115 is an endeavor on the part of the Commission to simplify construction and put it on a quantity basis so that standard transmitters may become as general as standard radio receiving sets.

The general purpose of General Order No. 91 has not been changed. Provision has been made for the required 75% modulation now recognized by the Commission for broadcast purposes. In addition the following additions and amendments have been made:

Page 1: Table 1 - section (c) "The maximum rated carrier power of transmitters hereafter installed in stations with an authorized power of over 5000 watts shall not be more than twice the authorized power."

Page 2: Section (c) (added) "The maximum rated carrier power of transmitters employing grid bias modulation on the last radio stage shall be considered the same as the total installed tube power capacity of the last radio stage as determined" under the later provisions of the order.

Page 4: (added) "The operating power of transmitters employing grid bias modulation in the last radio stage shall be computed from the maximum percentage of satisfactory modulation and the total plate input power in accordance with Table VI. No distinction will be recognized between transmitters of different powers."

Page 4: Section 6. (Added) "All broadcast stations shall be required to maintain their operating power in exact accordance with their licensed power at all times during the broadcast day and no departure from the licensed power will be permitted in any case except upon specific authorization from the Commission."

Section 7. (Added) "Unless specifically authorized by the Commission to do otherwise, all broadcast licensees shall compute their operating by the antenna input indirect measurement, and any broadcast licensee which has at any time been authorized by the Commission to compute its operating power by any other method (i. e. antenna input direct measurement or radiated power measurement) shall upon making any change in its antenna system or in the antenna current measuring instruments, revert to the use of the antenna input indirect measurement until further order of the Commission."

Section 8. (a) "All broadcast stations shall be equipped with indicating instruments of accepted accuracy to measure the antenna current, direct plate circuit voltage, and the direct plate circuit current on the last radio stage."

(b) "These indicating instruments shall not be changed or replaced except upon authority from the Commission."

- - -

G. O. 115 SUPERSEDES G. O. 91 (Continued)

The Commission released a set of definitions of technical terms used in General Order No. 115. Copies of the order and the definitions will be mailed to all broadcasting stations by the Secretary of the Commission. Any member of the NAB failing to receive a copy should communicate with NAB headquarters, National Press Building, Washington, D. C.

- - -

QUESTION G. O. 40 AND 102

Amendment of General Order No. 40 to permit the simultaneous operation of at least three stations on 620 kc with 5 KW each is sought by the Oregonian Publishing Company, KGW, Portland, Ore. in a petition filed with the Commission Friday accompanying an application for an increase in power from 1 KW to 5 KW. The petition also questions the validity of General Order No. 102 adopted by the Commission for the alleged purpose of giving effect to the Davis Amendment.

The petition states "that it is the desire and intention of the applicant herein to submit evidence at such hearing tending to prove that General Order No. 40, Paragraph 4-C, as the same affects the efficient use of the frequency of 620 kc, may properly be amended to permit the simultaneous operation by at least three broadcasting stations, including applicant, in three zones of the United States, upon such frequency, with an authorized power of not to exceed 5000 watts."

The petition continues that "it is the position and contention of the applicant herein that the provisions of General Order No. 102 of the Federal Radio Commission, and in particular Paragraphs Nos. 1, 3 and 4, thereof, are fundamentally unsound and as the same now exist are an erroneous exercise of the powers vested in the Federal Radio Commission and are in violation of the provisions of the Radio Act of 1927 (44 Stat. 1162) and of the Davis Amendment thereof (45 Stat. 373, 1928, 47 U.S.C., Section 85, 1929)."

- - -

NAB CERTIFICATES READY

New certificates of membership will be issued to all active and associate members of the National Association of Broadcasters within the next few days. The certificates will be countersigned by the President, Treasurer and the Managing Director and will be good until December 31, 1931 when new certificates will be issued. Only members in good standing as of June 1, 1931, will receive the new certificates.

- - -

KSO MOTION IS DENIED

The Commission this week denied the motion of Station KSO to deny the amended application of Station WIAS, recently acquired by the Des Moines Register, and located at Ottumwa, Iowa. Station WIAS has now applied for the facilities of Station KSO.

- - -

May 29, 1931

EXAMINERS' REPORTS

In re application of The State Journal Co. Lansing, Mich. for construction permit to erect new station on 1200 kc with 100 watts and unlimited time. Docket 1060. Report 163. Examiner Hyde recommends denial.

In re application of Andrew Clark Baker & Sons, Oregon City, Oregon, for construction permit to erect new station on 1500 kc with 100 watts and unlimited time. Docket 1070. Report 164. Examiner Hyde recommends denial of application.

In re application of Charles S. Andrews, Charlotte, N. C. for construction permit to erect new station on 920 kc with 1 KW and unlimited time. Docket 1170. Report 165. Examiner Yost recommends that Commission enter an order granting the Motion of the applicant to withdraw the application without prejudice.

In re application of Nelson Brothers Bond & Mortgage Co. (WIBO) for modification of license to increase operating hours from sharing with WPCC to unlimited time. Docket 1104. Report 166. Examiner Yost recommends denial of application.

In re application of Paul F. Klingensmith and Joseph Takach, Youngwood, Pa. for construction permit to erect new station on 1340 kc with 15 watts and daylight operation. Docket 1140. Report 167. Examiner Walker recommends denial of application.

In re application of Warren C.Davenport, Augusta, Georgia, for construction permit to erect a new station for operation on 1200 kc with 100 watts and 8 hours daily. Docket 1159. Report 168. Examiner Yost recommends denial of application.

In re application of J. C. Liner, Monroe, La. (Station KMLB) for construction permit to increase power to 100 watts and change operating hours from daylight to unlimited time. Docket 1094. Report 169. Examiner Hyde recommends denial of increased operating hours and the granting of application for increase of power as requested.

In re application of Pacific Western Broadcasting Federation, Ltd, Pasadena, Calif. (Station KPWF) for modification of construction permit to extend completion date. Docket 1112. Report 171. Examiner Walker recommends denial of application.

In re application of Joseph E. Finch and C. F. Ritchie, Trinidad, Colo. for construction permit to erect a new station on 1420 kc with 100 watts and unlimited time. Docket 1181. Report 172. Examiner Walker recommends denial as in the case of default.

In re application of F. D. Wilson and Richard Dearing (Jamestown Broadcasting Co.) Jamestown, N. Y. for construction permit to erect a new station on 1210 kc with 37½ watts and share with WOCL. Docket 1045. Report 173. Examiner Pratt recommends denial of application.

- - -

May 29, 1931

ACTION ON EXAMINERS' REPORTS

The following action was taken on Examiners' Reports by the Commission during the current week:

Ex. Rep. No. 117 KGBZ	Radio Station KGBZ York, Nebraska	Granted renewal of license, 930 kc, 1 KW daytime, 500 watts nighttime, shares with KMA; Examiner Pratt reversed.
Ex. Rep. No. 124 KELW	Union Bank & Trust Co. Los Angeles, Calif.	Denied consent to voluntary assignment of license to California Broadcasting Co. Ltd; Examiner Pratt sustained.
Ex. Rep. No. 124 KELW	Earl L. White Burbank, Calif.	Denied by default application for modification of license to change frequency to 710 kc, 500 watts, shares with KPSN.
Ex. Rep. No. 124 KTM	Pickwick Broadcasting Corp. Los Angeles, Calif.	Denied modification of license requesting unlimited hours of operation; Examiner Pratt reversed.
Ex. Rep. No. 124 KMPC	R. S.MacMillan Beverly Hills, Calif.	Granted renewal of license; denied modification of license to change frequency to 780, and hours of operation to unlimited; Examiner Pratt sustained.
Ex. Rep. No. 128 WGBI	Scranton Broadcasters, Inc. Scranton, Pa.	Denied modification of license to increase power to 500 watts, on 880 kc, shares with WQAN; Examiner Pratt sustained.
Ex. Rep. No. 130 WLBX	John H. Bray Long Island City, N. Y.	Denied renewal of license to operate on 1500 kc, 100 watts, 1/4 time; Examiner Walker sustained.
Ex. Rep. No. 131 NEW	F. E. Garvin, M. R. Wagner and Hoke Jones, d/b as Garvin Furniture Co. Newton, N. C.	Denied C. P. for new station to operate on 1370 kc, 100 watts, unlimited time; Examiner Yost sustained.
Ex.Rep. No. 135 NEW	Alfred J. Pote Chelsea, Mass.	Denied C. P. for new station to operate on 1320 kc, 1 KW, unlimited time; Examiner Yost sustained.
Ex. Rep. No. 137 NEW	Independent Publishing Co. Anderson, S. C.	Denied C. P. for new station to operate on 1200 kc, 100 watts, unlimited time; Examiner Walker sustained.
Ex. Rep. No. 144 NEW	John Magaldi, jr. Philadelphia, Pa.	Denied C. P. for new station to operate on 1420 kc, 100 watts night, 250 watts, LS, to share with WILM. Examiner Yost sustained

ACTION ON EXAMINERS' REPORTS (Continued)

Ex. Rep. No. 146 NEW	Kent's Inc. Petersburg, Va.	Denied C. P. for new station to operate on 1310 kc, 15 watts, unlimited time; Examiner Walker sustained.
Ex. Rep. No. 147 NEW	Appleton High School Ass'n Appleton, Minnesota	Denied C. P. for new station to operate on 1310 kc, 2 watts, 6 hours per week; Examiner Walker sustained.
Ex. Rep. No. 152 NEW	International Society of Radio Engineers Indianapolis, Ind.	Denied by default application for new experimental station frequencies between 1000 and 3000 kc; Examiner Walker sustained.
Ex. Rep. No. 153 NEW	Kenneth Aubrey Taylor Boston, Mass.	Denied by default C. P. for new station to operate on 1500 kc, 100 watts night, 250 watts, LS, share with WLOE; Examiner Hyde sustained.

- - -

LENGTHY HEARING ON 620 KC ASSIGNMENT.

The meaning and intent of the District of Columbia Court of Appeals mandate in the case involving WTMJ, Milwaukee, Wisconsin, assignment on 620 kc was the principle issue between the station and the Commission at the hearing before Examiner Pratt which has been in progress since Monday, May 25. The attorneys for the Milwaukee station contend that the mandate has been misconstrued by the Commission and that it is not necessary that WTMJ should be forced to show how the former service area of the station is to be restored as it existed prior to the Summer of 1929 under the Court order. This objection to Commission procedure was overruled.

The hearing involves engineering principles that have not yet been decided in any litigation. Six stations of the eleven notified by the Commission have responded and are taking part in the argument to decide what constitutes interference and the distances at which stations on the same frequency can operate simultaneously without creating serious and objectionable interference. By means of phonograph recordings the Milwaukee station has endeavored to reproduce for the Commission the interference that has been complained of. The opposing stations have vigorously objected to such testimony being introduced.

The following stations are taking part in the proceedings: WFLA-WSUN, Clearwater, Fla.; WLBZ, Bangor, Maine; WDAE, Tampa, Fla.; KGW, Portland, Oregon; WREN, Lawrence, Kansas; WCAE, Pittsburgh, Pa. and WTMJ, Milwaukee, Wisconsin.

- - -

SEEKS RENEWAL 400 KW LICENSE

Station KDKA, Pittsburgh, Pa. has filed an application for renewal of its 400 KW experimental license. According to station officials the results have been such that a further period of operation would be beneficial to the development of high power transmitters.

- - -

May 29, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

CALL	NAME OF APPLICANT	NATURE OF GRANT
K F R U	Stephens College Columbia, Missouri	Granted mod. of lic. increase hours of operation to include additional specified evening hours; also simultaneous daytime with WGBF.
K P J M	Miller & Klahn Prescott, Arizona	Granting voluntary assignment of C. P. to half interest in C. P. of KPJM to A. P. Miller.
W I S J	Wisconsin State Journal Broadcasting Co. Madison, Wisconsin	Granted extension to operate on temporary basis until decision on hearing; extension granted to July 1.
NEW	Aroostook Broadcasting Corp. Presque Isle, Maine	Granted C. P. to operate on 1420 kc, 100 watts, unlimited time.
W I L L	University of Illinois Urbana, Illinois	Granted authority to suspend operation from June 1 to September 20, 1931, with exceptions during month of June.
W C A D	St. Lawrence University Canton, New York	Granted authority to suspend from June 9 to July 8, 1931, while overhauling transmitter.
W B A A	Purdue University W. Lafayette, Indiana	Granted authority to suspend operation during summer vacation.
K R M D	Robert M. Dean Shreveport, Louisiana	Granted authority to install automatic frequency control.
W T F I	Toccoa Falls Broadcasting Toccoa, Georgia	Granted renewal of license.
W S Y B	Seward and Weiss Rutland, Vermont	Granted consent voluntary assign to Philip Weiss Music Store.
K E L W	Earl L. White Burbank, California	Granted cons. involuntary assign from Union Bank & Trust Co. to Earl L. White.
W T A W	Agricultural & Mechanical College of Texas State College, Texas	Granted authority to suspend operations until September 25th.
NEW	Harry C. Whitehill Waterbury, Vermont	Granted C. P. 1420 kc - 50 Watts - Unlimited.

APPLICATIONS GRANTED (Continued)

CALL	NAME OF APPLICANT	NATURE OF GRANT
W C O C	Mississippi Broadcasting Co. Meridian, Mississippi	Granted permission operate reduced power and change operating hours until authorized construction completed.
W G A R	The WGAR Broadcasting Co. Cleveland, Ohio	Granted temporary authority to operate at Hotel Statler location until Aug. 1st.
W T I C W B A L	Travelers Broadcasting Service Hartford, Connecticut and Consolidated Gas & Electric Co. Baltimore, Maryland	Granted authority to operate synchronously with WEAF and WJZ until September 5, 1931.
W R B I	Oglethorpe University Oglethorpe, Georgia	Granted special authority to operate with 100 watts daytime on 810 kc until June 10.
W L B G	Robert Allen Gamble Petersburg, Virginia	Granted consent to voluntary assign to WLBG, Inc.
K E L W	Earl L. White Burbank, California	Granted renewal of license, 780 kc, 500 watts, shares with KTM; also granted C.P. to install new equipment including automatic frequency control.

- - -

CONSTRUCTION PERMITS GRANTED

During the current week the Commission granted application for construction permits to the following stations, authorizing the installation of new transmitters or changes in present equipment: WHBQ, Memphis, Tennessee.

- - -

LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: KFRU, Columbia, Missouri; KGFF, Shawnee, Oklahoma.

- - -

SINGLE SIDE BAND SUCCESSFUL

Single side band transmission in short waves, as successfully demonstrated in Europe, would possibly double the existing number of stations on short waves, not used for broadcasting, according to Acting Chief Engineer V. Ford Greaves of the Commission. It was stated that several American companies have been experimenting in this line, in order to develop, if possible, an increase in the station capacity of the radio spectrum.

- - -

May 29, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered set for hearing by the Commission at its sessions during the current week:

NEW	Harry Byron Lee Lamar, Colorado	Requests C. P. 1310 kc, 100 watts, daytime. (Facilities of KFUP).
W J D X	Lamar Life Insurance Co. Jackson, Mississippi	Requests mod. of lic. to change frequency from 1270 to 600 kc; change power from 1 KW to 500 watts night, 1 KW day.
K O C W	Oklahoma College for Women Chickasha, Oklahoma	Requests voluntary assignment of license J. T. Griffin, if C. P. to move to Muskogee, Okla. is granted.
K O C W	J. T. Griffin	Requests C. P. to move transmitter and studio from Chickasha to Muskogee, Okla. and install new equipment.
NEW	Dispatch Publishing Co. Roswell, New Mexico	C. P. 1500 kc - 100 Watts - Unlimited.
W I A S	Iowa Broadcasting Company Ottumwa, Iowa	C. P. requesting authority to move transmitter to Des Moines - install new equipment; move studio to Des Moines Register & Tribune Bldg; change frequency to 880 kc ; increase power 500 watts; change hours to 4/7 time.
W C S H	Congress Square Hotel Co. Portland, Maine	Mod. of lic. to increase power to 1 KW - 2½ KW LS.
K G E X	C. E. Twiss & F. H. McCann Sandpoint, Idaho	Voluntary assignment to Edward Goodman.
K G E X	Edward Goodman Sandpoint, Idaho	C. P. authority to move transmitter and studio to Boise, Idaho - change frequency to 1370 kc.
K S C J	Perkins Brothers Company	Mod. of lic. full time operation - now shares with WTAQ.

- - -

APPLICATIONS DENIED

K Z M	Leon P. Tenney Hayward, California	C. P. change equipment including installation of automatic frequency control.
K Z M	Leon P. Tenney Hayward, California	Con. voluntary assignment to Julius Brunton & Sons Company.

- - -

May 29, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, June 1. All hearings commence at 10 a.m.

WEDNESDAY, June 3, 1931

W C B M	Baltimore Broadcasting Corp. Baltimore, Maryland	Mod. of Lic.	1210 kc Unlimited	100 W. time
		Present Assignment:	1370 kc Unlimited time	100 W. 250 W LS
NEW	Advent Christian Church Portsmouth, N. H.	C. P.	1310 kc To share time with WKAV	100 W.
W M C A	Knickerbocker Broadcasting Company, Inc. New York, N. Y.	Mod. of Lic.	570 kc To share time with WNYC	1 KW
		Present Assignment:	570 kc Shares with WNYC	500 W.

ORAL ARGUMENT BEFORE THE COMMISSION

WHA-WLBL	University of Wisconsin and Department of Agriculture & Markets Madison, Wisconsin	C. P.	900 kc Daytime hours	5 KW
		Present Assignment: WHA - 940 kc WLBL - 900 kc	750 W. 2 KW	

(This cause was heard November 19, 20 and 21, 1930, Examiner's Report 139).

FRIDAY, June 5, 1931

NEW	Indiana's Community Broadcasting Corporation Hartford City, Indiana	C. P.	600 kc Unlimited	500 W. time

(For list of parties notified because of pending applications, see hearing notice.)

- - -

[illegible]

[illegible]

[illegible] for the week commencing [illegible] 1[illegible] p.m.

[illegible]

[illegible] Dance, Lord, of Sun. [illegible]

[illegible]

[illegible]

[illegible] D. P. [illegible]

[illegible]

[illegible] Broadcasting Lord, of Sun. [illegible]

[illegible]

[illegible]

[illegible]

[illegible] THE LATE [illegible] REVERAND THE CONSTABULARY

[illegible] C. E. [illegible]

[illegible]

[illegible]

[illegible]

[illegible] Band Band [illegible]

[illegible]

[illegible]

[illegible] been heard December 10, 30 and 31, 1950, Broadcasts [illegible]

[illegible]

TUESDAY, June 6, 1951

[illegible] Broadcasting Broadcast- A. P. [illegible]

[illegible]

[illegible]

[illegible]

[illegible] parables modified because of position applicable. [illegible]

[illegible]

May 29, 1931

APPLICATIONS RECEIVED

The following applications were received by the Commission during the current week:

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
W B A K	Pennsylvania State Police - Commonwealth of Pennsylvania Harrisburg, Pa.	1430	----	C. P. to move transmitter locally.
NEW	H. Carlton Henry Adrian, Michigan	----	1200	C. P. to request 1200 kc instead of 1440 kc.
K T W	The First Presbyterian Church of Seattle Seattle, Washington	1270	1220	Mod. of lic. to change frequency.
NEW	Lee Battery Service Inc. LaGrange, Georgia	----	1160	C. P. new station; 30 watts, unlimited hours.
NEW	L. I. Hall & E. T. Hall Canton, North Carolina	----	1310	C. P. resubmitted amended to request 50 watts; unlimited.
NEW	Theodore Frank Zemla Pontiac, Michigan	----	800	C. P. amended request 500 watts, daytime hours.
NEW	KRZ Broadcasting Co. Alva, Oklahoma	----	1500	C. P. amended to request share with KUT; amended as to name; formerly filed under the name of C. B. Chick & Elton M. Baker, doing business as KRZ Broadcasting Co.
NEW	Aroostook Broadcasting Corp. Presque Isle, Maine	----	1420	C. P. amended to request 100 watts; also change in studio location.
NEW	Voice of the Blue Grass Owensboro, Kentucky	----	940	Application resubmitted to request share with WFIW.
W C A X	University of Vermont Burlington, Vermont	1200	----	Voluntary assignment of license to Burlington Daily News, Inc.
W C A X	Burlington Daily News, Inc. Burlington, Vermont	1200	----	C. P. to move transmitter and studio locally; make changes in equipment.
W B E O	Charles C. MacLeod Marquette, Michigan	1310	----	Mod. C. P. extend the completion date 6/30/31; change studio location to Mining Journal Bldg.

APPLICATIONS RECEIVED (Continued)

CALL	NAME OF APPLICANT	PRESENT FREQUENCY	FREQUENCY SOUGHT	NATURE OF APPLICATION
K F L X	George Roy Clough Galveston, Texas	1370	----	C. P. to make changes in equipment.
K U S D	University of South Dakota Vermillion, S. D.	890	----	C. P. make changes in equipment; decrease operating power to 500 watts day and night.
K F Y R	Meyer Broadcasting Company Bismarck, North Dakota	550	----	Mod. of lic. requesting certain specified hours of operation. Station shares with KFDY.
K S T P	National Battery Broadcasting Company St. Paul, Minnesota	1460	----	C. P. make changes in equipment; increase operating power to 10 KW with an additional 15 KW on experimental basis; to use new antenna design which he believes will suppress sky wave effect to a marked degree and reduce interference.
K S T P	National Battery Broadcasting Company St. Paul, Minnesota	1460	----	Mod. of lic. increase operating power to 15 KW additional on experimental basis.

- - -

LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering construction permits which had previously been authorized by Commission action from the following stations: WBZA, Boston, Mass; KFJB, Marshalltown, Iowa; KGFF, Shawnee, Okla.; KSAC, Manhattan, Kansas; WTAR, Norfolk, Va.; WNBR, Memphis, Tenn.; KGNO, Dodge City, Kansas.

- - -

NBC RENEWALS SET FOR HEARING

Following its previously announced policy, the Commission has designated for hearing all applications for renewal of broadcasting licenses in the name of The National Broadcasting Company on June 15. The licenses of the following stations were involved: WRC, Washington, D. C.; WJZ, New York City; WEAF, New York City; WTAM, Cleveland, Ohio; WENR, Chicago, Ill.; and KOA, Denver, Colorado.

- - -